

## SAC Capital Fined \$1.2B

PETER LATTMAN  
BEN PROTESS

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SAC Capital Advisors has agreed to plead guilty to insider trading violations and pay a record \$1.2 billion penalty, becoming the first large Wall Street firm in a generation to confess to criminal conduct.



Steven Cohen, the chief of the hedge fund SAC Capital Advisors, in Miami. SAC Capital Advisors has agreed to plead guilty to insider trading and pay a record \$1.2B penalty. (E. Lippman/New York Times)

The move caps a decade-long investigation that turned a once mighty hedge fund into a symbol of financial wrongdoing. The guilty plea and fine paid by SAC, which is owned by the billionaire investor Steven A. Cohen, are part of a broader plea deal that federal prosecutors in Manhattan announced Monday. It also will impose a five-year probation on the fund and require SAC to terminate its business of managing money for outside investors, though the firm will probably continue to manage Cohen's fortune. SAC's case could inspire other aggressive actions against Wall Street.

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U.S. Secretary of State John Kerry, left, speaks with Saudi Arabia's Foreign Minister Prince Saud al-Faisal, in Riyadh, Monday, Nov. 4, 2013. Al-Faisal assured Kerry Monday there is no problem with the United States, saying "our two friendly countries" are busy dealing with troublesome issues like Syria, Iran and the Mideast peace process.

(AP Photo/Jason Reed, Pool)

## Saudi foreign minister, Kerry patch over relations

MATTHEW LEE

AP Diplomatic Writer

RIYADH, Saudi Arabia (AP)

— The United States and Saudi Arabia promised each other and the region Monday that they would continue to work together, with Saudi Arabian Foreign Minister Prince Saud al-Faisal saying "our two friendly countries" are busy dealing jointly with troublesome issues like Syria, Iran and the Mideast peace process. "There is no room for emotion and anger here, but rather for policies of commonsense and level-headedness," Saud said at a joint news conference with Kerry.

Nevertheless, U.S. Secretary of State John Kerry arrived for his visit to Saudi

Arabia as differences between the two countries intensified over the Obama administration's policy toward war-torn Syria, its movement toward a possible dialogue with Iran, a regional rival of the Saudis, and its stance on Egypt's military coup.

Saud also expressed his deep frustration with the United Nations, where the Saudis recently rejected a seat on the Security Council because of its inability to achieve progress in the Syria or for the Palestinians. The prince told Kerry: "A true relationship between friends is based on sincerity, candor and frankness, rather than mere courtesy."

The pair appeared to-

gether not long after Kerry, speaking to U.S. employees at the American Embassy here, hailed the kingdom's role as "the senior player" in the Middle East.

For his part, Kerry said: "this is a deep relationship and it has endured for 75 years and it will endure well into the future."

Kerry in the past has played down the separate stances as differences in "tactics" rather than in the end goal. "Right now, we have some very important things to talk about to make certain that the Saudi Arabian-U.S. relationship is on track, moving forward and doing the things that we need to accomplish," he told the embassy staffers.

Kerry listed a number of

key areas, including Syria, Egypt and Iran, but also mentioned the Israeli-Palestinian peace process and the broader effort to tamp down "nihilism" that leads to extremist violence. The Saudis have complained that the United States did not follow through on its threat to punish Syrian President Bashar Assad with military strikes for his government's use of chemical weapons. Last month, the Saudis won but turned down an elected seat on the U.N. Security Council, saying the body had proved itself largely meaningless because of its inability over two years to address the crisis in Syria.

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# Report slams doctors involved in interrogations

**LOLITA C. BALDOR**

**Associated Press**

**WASHINGTON (AP)** — A report by a medical task force says Defense Department and CIA health professionals violated professional ethics standards by helping to develop interrogation and torture techniques and participating in force-feeding of terror suspects over the last decade.

While reports of torture following the attacks of Sept.

determine the actions of health professionals. And it said health workers must be held to higher ethical standards than interrogators, who can inflict stress to legal limits.

"A health professional has an obligation not to participate in acts that deliberately impose pain or suffering on a person," said the report, which was also funded by the Open Society Foundations and is titled, Ethics Abandoned:

be present in order to protect detainees from severe harm. And the report said that even today reporting requirements for health professionals who witness abuse are unclear.

CIA spokesman Dean Boyd said the report "contains serious inaccuracies and erroneous conclusions," adding that the CIA has no detainees in custody and that the interrogation program was ended by President Barack Obama

hunger strikes.

Lt. Col. Todd Breausseale, a Pentagon spokesman, said the allegations in the report involving military doctors have been subject to a number of investigations over the years and have never been substantiated. He also said the force-feeding of detainees is legal and "medically sound," and is largely the same as procedures used in U.S. prisons and nursing homes.



In this photo reviewed by the U.S. Department of Defense, towers overlooking a U.S. detention facility are silhouetted against a morning sunrise at Guantanamo Bay U.S. Naval Base, Cuba. (AP Photo/Michelle Shephard)

11, 2001 are not new, the report by the Institute on Medicine as a Profession said the U.S. should do a full investigation into how much military and intelligence physicians and psychologists participated in the interrogations, saying the record "remains fragmentary."

The report, compiled by a 20-member task force says that government agencies improperly used legal restrictions rather than ethical standards to

Medical Professionalism and Detainee Abuse in the War on Terror. It added that replacing ethical standards with legal ones "eviscerates the ethical standards."

Billionaire and longtime liberal political donor George Soros funds Open Society Foundations.

The report said that medical professionals were used to advise interrogators on how to exploit detainee vulnerabilities, even as they were required to

in 2009. He said the CIA's medical staff upholds "the highest standards of their profession in the work they perform,"

The ongoing debate over force-feeding hunger strikers, particularly at the detention facility in Guantanamo Bay, Cuba, was also targeted in the report. The task force said that force-feeding and the use of restraints should be prohibited and that health professionals should be trained in how to ethically handle

Currently there are 14 detainees at Guantanamo who are refusing to eat and on the list for force-feeding, although some may drink supplements and don't always have to go through the process. The men are protesting their indefinite detention. U.S. courts have so far rejected challenges to the force-feeding at Guantanamo, with officials arguing that without the feeding the detainees would die. □

## EU, US resuming free trade talks despite tension

**JUERGEN BAETZ**

**Associated Press**

**BRUSSELS (AP)** — The United States and the European Union will resume free trade negotiations next week despite heightened tension between the two over the alleged spying activities of the U.S. National Security Agency.

The second round of the trans-Atlantic talks will have to make up ground lost when a previous session was canceled because of the partial shut-down of the U.S. government.

The European Commission, the 28-nation bloc's executive arm, said Monday that the talks will go ahead and that next week's round in Brussels is set to focus on services, investment, energy and regulatory issues.

A broad EU-US trade deal could provide a boost to growth and jobs on both sides of the Atlantic by eliminating tariffs and regulatory barriers that are hampering business. The trade volume in goods and services between the two economies — representing almost half of global output — totaled 800 billion euros (\$1.08 trillion) last year.

The discussions are taking place under a cloud following revelations over the NSA's alleged spying activities including eavesdropping on German Chancellor Angela Merkel's phone. Some top European lawmakers have called for the talks to be suspended.

"It's out of question to mix the two things — the negotiations on an investment and trade agreement with the United States and the measures the (EU) member states would like to adopt to fight against spying," Commission spokesman Olivier Bailly insisted.

While data protection and online privacy rights aren't officially on the agenda of the talks, top EU officials have made it clear that they will push for tougher rules in the U.S. in parallel to the trade negotiations. □

## Venezuela envoy: Relations with US still frozen

**MEXICO CITY (AP)** — Venezuela's foreign minister says efforts to re-establish diplomatic relations between his country and the United States remain frozen.

Elias Jaua says relations won't improve as long as

the United States keeps up what Venezuela's government considers "interventionist activities," including spying on foreign leaders. Jaua said at a news conference in Mexico City that he isn't surprised the

United States spied on the late Venezuelan President Hugo Chavez. He says the acknowledgment to The New York Times by the U.S. government make it difficult for Venezuela to have a good relationship with

Washington.

U.S. Secretary of State John Kerry and Jaua had agreed to meet last June to work on restoring relations, but new tensions arose and they didn't follow up. □



## College student wedged between walls recovering

**NEW YORK (AP)** — A 19-year-old student who fell from the second floor of a New York University dormitory and spent a day and a half trapped in a narrow shaft between two buildings is in good spirits, despite suffering several broken bones, relatives said Monday.

University officials and city police were still trying to figure out exactly how Asher Vongtau happened to tumble into the shaft, which is less than 24 inches (61 centimeters) wide and sits between a NYU dorm and an adjoining condominium building and parking garage.

Vongtau's friends said they noticed him missing at around 7 a.m. Saturday. By late morning, they were posting messages on Facebook, asking if anyone knew where he was. His whereabouts were a mystery until late Sunday afternoon, when a campus safety officer spotted the missing student's mobile phone on a fire landing at the rear of the building, then heard Vongtau moaning.

Firefighters broke through two cinder-block walls to reach him.

Vongtau's mother, Habiba Vongtau, told WABC-TV her son suffered a broken arm and a cracked pelvis in the fall, among other injuries. He was being treated at Bellevue Hospital.

"He really can't remember up until when he fell in there, exactly what happened, maybe as he comes to," said Vongtau, who didn't return phone messages from The Associated Press. Police said Vongtau, who did not live in the dorm, told investigators he had been at a party and was leaving early Saturday when he lost his footing and slipped while going down a stairwell.

The student's sister and father both posted on Twitter on Monday that he was doing OK.

"Spoke to Asher, he's in good spirits," his father, Lulufa Vongtau, wrote. "His mother and I are grateful to God for this gift!" □

## New York City: Mayoral hopefuls do last-minute campaigning

**JONATHAN LEMIRE**  
**Associated Press**

**NEW YORK (AP)** — The leading New York City mayoral candidates raced across the city Monday in a frantic, final full day of campaigning to make their closing arguments to voters in the hours before polls open, a pace that belied a contest whose outcome seems all but certain.

Democrat Bill de Blasio, the public advocate and front-runner in the race, attended large campaign rallies in three boroughs and urged his supporters to turn out Tuesday. His Republican rival, Joe Lhota, appeared in Manhattan and on Staten Island during the day and was set to appear alongside his former boss, ex-mayor Rudy Giuliani, at a pair of evening campaign stops.

The final blitz was a fitting coda for the yearlong campaign to select Mayor Michael Bloomberg's successor, a marathon marked by debates about hot-button issues, outsized personalities and staggering political implosions.

But for all the surreal spectacles the campaign has generated, there is little evidence of an 11th-hour surprise. Since winning his

party's primary, de Blasio has led every general election poll by nearly 40 points. Democrats outnumber Republicans 6-to-1 in the city. "Together we will make this

through the aftermath of 9/11 and the meltdown on Wall Street.

Accusing Bloomberg of favoring real estate developers and the finance world,

to continue the policies, particularly on public safety, of Bloomberg and his former boss, Giuliani. A divisive figure in the city he once led, Giuliani has



Democratic New York City mayoral candidate Bill de Blasio campaigns at a subway stop in New York, Monday, Nov. 4, 2013. The mayoral election will take place on Tuesday, Nov. 5, 2013.

(AP Photo/Seth Wenig)

a city for everyone again," de Blasio told a crowd gathered at a senior center.

De Blasio has offered himself up as the cleanest break from the city's dozen years under the leadership of Bloomberg, the billionaire who guided New York

de Blasio offered his own progressive platform that included improved police-community relations and a tax hike on the wealthy to pay for universal pre-kindergarten.

Lhota, meanwhile, seemed to revel in his underdog status. He has largely pledged

been noticeably absent on the general election campaign trail.

"Momentum is in my favor, at this time," said Lhota, the former head of the city's transit agency. "I'm very, very comfortable with where I am, and I'm very optimistic." □

## University ends lockdown after suspect's arrest

**JAMES BARRON**  
**© 2013 New York Times**

A suspect was taken into custody in a dormitory at Central Connecticut State University on Monday, about three hours after a student called 911 to say he had seen a man in combat fatigues walking across the campus with a gun and a samurai sword. Janice Palmer, a spokeswoman for the school, in New Britain, said the man had been removed from a dormitory he had gone into shortly after noon. Palmer said there had been no reports of gunfire. She also said she did not know what charges, if any, the man might face.

The university declared a campus emergency after the 911 call, which sent New Britain police officers

to the campus. A student who said he made the call, Nicholas Federici, said in an interview that the man was wearing a black vest with pockets for ammunition and black kneepads. In his left hand, Federici said, the man was holding a backpack. In his eyes was "a thousand-yard stare."

He said the man went into James Hall, an eight-story dormitory that is home to more than 400 students. The man dropped the backpack - "I heard a big thud," Federici said - but had disappeared inside by the time a university security officer arrived moments later. The university's official website was quickly covered with short messages. One posted at 1:29 p.m. said: "Campus Emergency. Remain Inside buildings.

Stay in place! Stay away from Windows. Police are on the Scene." Fernando Marroquin, a spokesman for the mayor of New Britain, said the campus was on "lockdown," and shortly before 3 p.m., a message appeared saying all classes had been canceled for the rest of the day.

Marroquin, who said that he and Mayor Tim O'Brien had driven to the campus after learning that the emergency had been declared, said there had been no injuries.

The student newspaper, The Central Recorder, said on its Twitter feed that a suspect had been "contained" but that the police were moving students out of James Hall. Photographs from the campus showed police officers in camou-

flage uniforms walking across the campus.

Federici, 28, said he had been a Marine for four years and had worked as a police officer in South Carolina before moving to Connecticut to attend Central Connecticut State. He said he was on his way to print out a paper for an afternoon history class when he saw the man.

"I didn't think much of it from 30 yards away because Halloween was last week," he said, "but as I got closer I could see he was wearing some kind of mask with glasses on, and from three or four feet away, I could see he had some kind of handgun tucked into the tactical vest. It took me a second to realize something's going on." □



# LAX suspect's family expresses sympathy to victims

**GEOFF MULVIHILL**

**Associated Press**

**PENNSVILLE, New Jersey**

(AP) — Relatives of the suspect charged in last week's Los Angeles airport shooting offered sympathy Monday to the family of the federal officer who was killed, saying they were "shocked and numbed" by the deadly rampage.

An attorney for the family of Paul Ciancia said his relatives also expressed hope for the recovery of the other victims and regret for the travel disruption caused by the attack on the nation's third-busiest airport.

Family lawyer John Jordan read a brief statement outside the town hall in Pennsville, a working-class town near Wilmington, Delaware, where Ciancia grew

up.

"Paul is our son and brother. We will continue to love him and care for him and support him during the difficult times ahead," Jordan said on the family's behalf. The relatives, who had not spoken publicly before, said they were cooperating with the FBI and other law-enforcement agencies.

Jordan, who is also the town's municipal judge, declined to take questions. Ciancia, a 23-year-old unemployed motorcycle mechanic, is accused of shooting his way past an airport checkpoint with a .223-caliber rifle he pulled from a duffel bag. He was wounded in a shootout with airport police. He faces charges of murder of a

federal officer in the death of Transportation Security Administration screener Gerardo I. Hernandez and committing violence at an international airport.

In the Ciancia family's neighborhood in New Jersey, stop signs at either end of the street were adorned with sticker advertising Infowars.com, a website that discusses many of the same anti-government ideas officials said Ciancia mentioned in a hand-written note found in his bag. There was no way to tell who put the stickers on the signs. Orange construction cones blocked the family's long driveway, and two police officers were at the auto-body shop owned by Ciancia's father, also named Paul.



Transportation Security Administration officers ride an escalator past a memorial at Terminal 3 at Los Angeles International Airport Monday, Nov. 4, 2013. TSA Officer Gerardo I. Hernandez was killed and two officers and one civilian wounded in the shooting at Terminal 3 Friday, Nov. 1. Operations at the airport were back to normal Monday, the first business day since the attack.

(AP Photo/Nick Ut)

On Monday, the FBI revisited the suspect's Sun Valley apartment — the same duplex that agents searched Friday after the attack.

A man was escorted out of the apartment and drove away in a black Hyundai — the same type of car that a law enforcement official briefed on the investigation

told The Associated Press was seen in surveillance video dropping Ciancia off at the airport minutes before the shooting began. Ciancia told investigators that an unwitting friend gave him a ride.

The FBI would not identify the man or discuss the investigation. □

## Gay rights bill clears first big hurdle in US Senate

**Associated Press**

**WASHINGTON (AP)** — A major gay rights bill has cleared its first hurdle in the U.S. Senate.

On a vote of 61-30, the Senate voted to move ahead on the legislation that would prohibit workplace discrimination based on sexual orientation and gender identity.

The bipartisan vote increases the chances that the Senate will pass the bill

by week's end, but its prospects in the Republican-led House are dimmer. House Speaker John Boehner remains opposed to the bill, arguing that it will lead to frivolous lawsuits and undercut job creation. A vote would come 17 years after the Senate rejected a similar discrimination measure by one vote. The Obama administration has said passage of the bill is long overdue. □

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# Justices decide not to hear Oklahoma abortion case

ADAM LIPTAK

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**WASHINGTON** - The Supreme Court decided Monday not to hear a case about an Oklahoma abortion law after all, dismissing as "improvidently granted" a case it had agreed to hear in June.

The move followed an Oklahoma Supreme Court ruling last week that the law, enacted in 2011, violated the Constitution by effectively banning all medicinal, nonsurgical abortions. The ruling came in response to questions from the U.S. Supreme Court seeking clarification of the scope of the law.

The Oklahoma Supreme Court's broad answer apparently made the case, *Cline v. Oklahoma Coalition for Reproductive Justice*, No. 12-1094, less attractive to the justices who had voted to hear the case and who probably wanted to consider

only the narrower issue of whether states may require adherence to the protocol from the Food and Drug Administration for an abortion-inducing drug.

Other cases presenting versions of that narrower question, including one concerning a Texas law, may soon reach the court. On Monday, several clinics that offer abortions filed an emergency application asking the court to block another part of the Texas law, this one requiring doctors who provide abortions to have admitting privileges at a nearby hospital. Allowing the law to stand, the clinics said, would require one-third of the 36 clinics providing abortions in the state to stop, forcing many women to travel several hours to obtain abortions.

"This forced cessation of services and reduction in capacity will prevent, each year, approximately

20,000 Texas women who would have otherwise had an abortion from accessing this constitutionally

emergency matters from federal courts in Texas. He instructed state officials to file a response by next

second drug, to induce abortions. The Oklahoma law at issue in the case dismissed Monday restricted the use of abortion-inducing drugs to that protocol. In December, the state Supreme Court struck down the law in a brief and cryptic decision.

Even as the U.S. Supreme Court agreed in June to hear the state's appeal, it asked for clarification from the state Supreme Court about whether the law merely required adherence to the FDA-approved protocol for mifepristone or did more.

The state Supreme Court on Tuesday gave the broader answer, saying the law "effectively bans all medication abortions." It rested its decision in large part on language in the state law that it said applied not just to mifepristone but also to a second drug used in combination with it, misoprostol. □



**Pro-abortion rights activists, rally face-to-face against anti-abortion demonstrators as both march in front of the U.S. Supreme Court in Washington. The Supreme Court declines for now to jump back into the abortion wars, but a variety of new abortion restrictions in several states could eventually win high court review.**  
(AP Photo/Manuel Balce Ceneta)

protected health care service," the application filed Monday said.

The application was addressed to Justice Antonin Scalia, the member of the court assigned to handle

Tuesday.

The Oklahoma case concerned a 2000 protocol from the FDA, which approved the use of mifepristone, sometimes called RU-486, in combination with a



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# SAC Capital agrees to plead guilty to insider trading

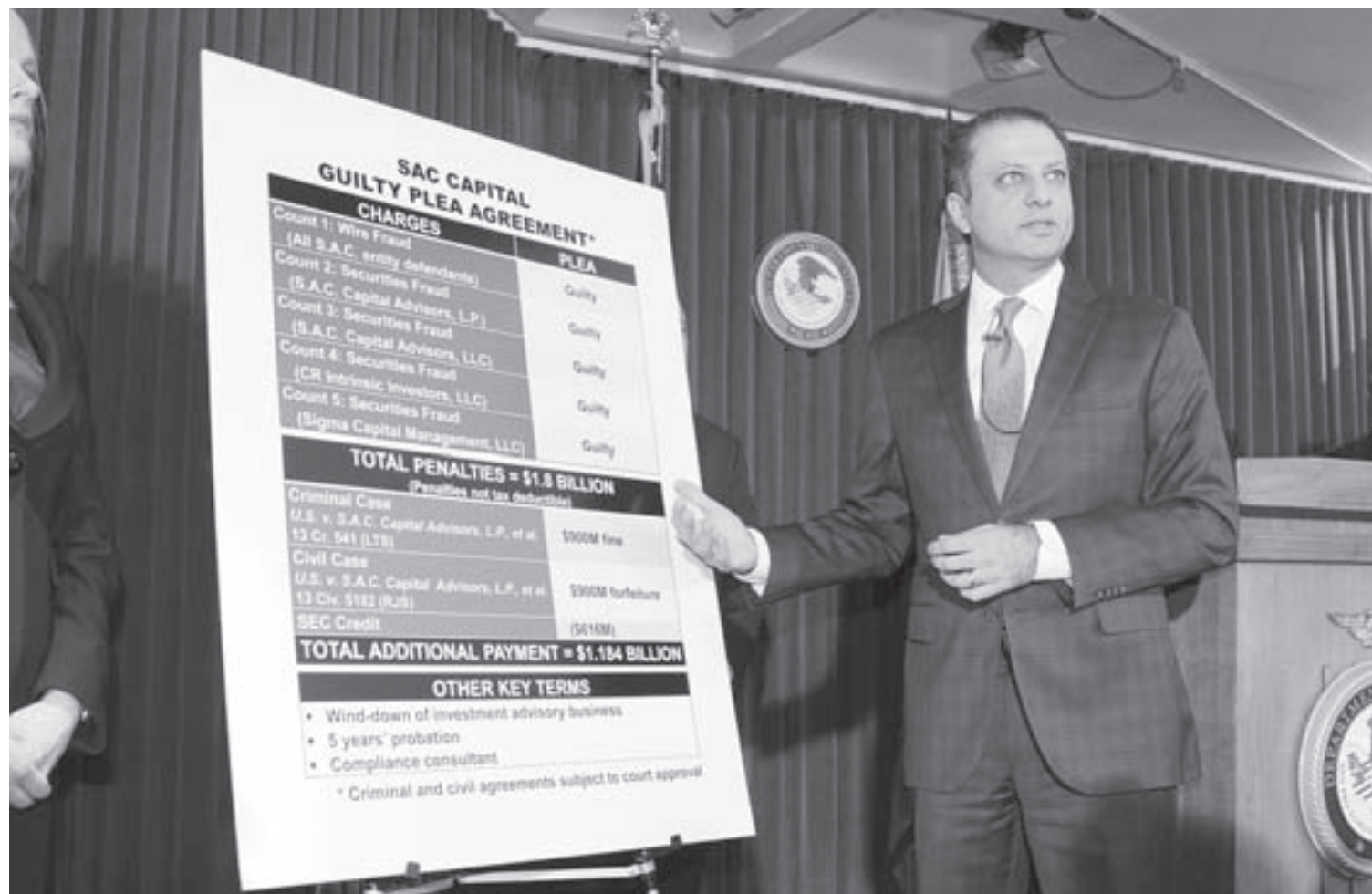
Continued from Front

The Justice Department's uneven crackdown on financial fraud has gained momentum in recent months. Coming just days before JPMorgan Chase is expected to finalize a \$13 billion settlement with the government over the bank's questionable mortgage practices, the SAC case could stem concerns that financial firms are too big to charge.

"What SAC Capital's plea demonstrates is that cheating and breaking the law were not only permitted but allowed to persist," George Venizelos, an assistant director at the FBI, said in a statement. SAC, which is based in Stamford, Conn., said in a statement that it takes "responsibility for the handful of men who pleaded guilty and whose conduct gave rise to SAC's liability. The tiny fraction of wrongdoers does not represent

ed stocks based on secret information also colors Cohen's astounding investment track record. Since 1992, the fund posted average annual returns of nearly 30 percent. The \$1.2 billion penalty adds to the \$616 million in insider trading fines that SAC agreed to pay to federal regulators earlier this year. Cohen, who owns 100 percent of the firm, will pay those penalties. SAC's total \$1.8 billion pun-

fraud charges, Milken paid about \$1 billion in penalties, adjusted for inflation. To avoid an indictment a quarter century ago, Drexel pleaded guilty to securities fraud, the last big Wall Street firm to enter a guilty plea before SAC. A resolution of the criminal case against SAC comes more than three months after a grand jury indicted the fund for permitting a "systematic" insider trading scheme to unfold from 1999 through 2010.



Preet Bharara, the U.S. attorney for Manhattan, during a news conference to announce a proposed resolution of the insider trading charges against SAC Capital management companies, in New York, Nov. 4, 2013. SAC Capital Advisors has agreed to plead guilty to insider trading violations and pay a record \$1.2 billion penalty, becoming the first large Wall Street firm in a generation to confess to criminal conduct.

(John Mantel/The New York Times)

"No institution should rest easy in the belief that it is too big to jail," Preet Bharara, the U.S. attorney in Manhattan, said at a news conference Monday. In a letter to the court, Bharara called the penalty "steep but fair" and "commensurate with the breadth and duration of the charged criminal conduct." The letter explained that SAC and its subsidiaries agreed to plead guilty to each of the five counts in the indictment, which notes that eight former SAC traders have been charged with securities fraud.

the 3,000 honest men and women who have worked at the firm during the past 21 years. SAC has never encouraged, promoted or tolerated insider trading." Cohen, whose enormous compensation and conspicuous consumption have made him an emblem of the new Gilded Age, has not been charged criminally. Still, the plea deal is a devastating blow to Cohen, as the firm that bears his initials will acknowledge that it was a corrupt organization. SAC's admission that several of its employees trad-

ishment sets a record for insider trading cases and surpasses those of other noteworthy financial prosecutions. Raj Rajaratnam, the fallen hedge fund titan serving an 11-year prison sentence for insider trading, was ordered to pay about \$157 million. Many have also drawn comparisons between Cohen and Michael R. Milken, the junk bond pioneer at Drexel Burnham Lambert who became synonymous with financial greed during the go-go 1980s. After pleading guilty to securities

The government had built the charges around the eight former SAC traders charged with securities fraud. Six of those traders have pleaded guilty and are cooperating with the government. Two others are fighting their indictments and are awaiting trial. "The scope and the pervasiveness of the insider trading that went on at this particular place is unprecedented in the history of hedge funds," Bharara, the U.S. attorney in Manhattan, said this summer, referring to SAC. □

## Doctor in child porn case pleads guilty to charge

**DENISE LAVOIE**  
**AP Legal Affairs Writer**  
**BOSTON (AP) — A doctor who worked as the medical director of a prestigious Massachusetts boarding school pleaded guilty Monday to child pornography charges.** Richard Keller pleaded guilty to two counts of receiving and one count of possessing child pornography.

Under the terms of a plea agreement, Keller's attorney and federal prosecutors recommended a sentence of between five years, three months and 6 1/2 years. Sentencing is scheduled for Feb. 27.

Under the agreement, Keller, the former medical director at Phillips Academy in Andover, acknowledged purchasing child pornography from a Canadian company and having some of it sent to the student health center. Phillips Academy's alumni include former presidents George W. Bush and George H.W. Bush. Keller worked as the school's medical director for 19 years until the academy failed to renew his contract in 2011.

As part of the agreement, Keller acknowledged that he has had a sexual interest in adolescents since the early 1970s. In a written agreement filed in court Monday, Keller also acknowledged viewing child pornography on the Internet and "that he has previously tried to stop, but failed to do so."

Keller, 57, did not speak during a court hearing in Boston, except to answer questions from U.S. District Judge Dennis Saylor IV. Keller kept his hands folded under his chin as Assistant U.S. Attorney Stacy Dawson Belf described the charges against him, including an allegation that he purchased videos and images from a Toronto company on 19 different occasions between 2009 and 2011. The videos and images depicted boys engaged in sexually explicit conduct. □





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## US Financial Front: American factory orders jump 1.7% in September

**MARTIN CRUTSINGER**  
AP Economics Writer

**WASHINGTON (AP)** — Orders to U.S. factories rose in September on a big jump in commercial aircraft demand. But businesses cut back sharply on machinery and other goods that signal their confidence to expand, signs of slower economic growth.

The Commerce Department said Monday that factory orders increased 1.7 percent in September from August.

That followed a 0.1 percent decline in August and a 2.8 percent plunge in July.

The September gain was driven by a 57.7 percent jump in demand for aircraft.

But so-called core capital goods, which include machinery and electronics, fell 1.3 percent in September. And demand for machinery plummeted 23.6 percent, with big declines in construction machinery, electric turbines and generators.

The decline suggests businesses may have been worried about the economy before the 16-day partial government shutdown, which began on Oct. 1.

Economists pay close attention to core capital goods.

They are viewed as a better gauge of companies' plans to invest because they exclude more volatile orders for aircraft and defense equipment.

The decline was the second in three months and points to weaker activity at factories in the July-September quarter.

Orders for durable goods, items expected to last at least three years, increased

3.8 percent in September, largely on the airplane gains. The big rise in demand for aircraft helped offset a 0.7 percent dip in demand for autos and auto parts.

That decline is expected to be temporary given the strength in auto sales this year.

Demand for non-durable goods, such as chemicals, paper and food, edged down 0.2 percent.

Many analysts forecast weaker economic growth in the second half of the year.

They are predicting growth at an annual rate of around 1.8 percent in the July-September quarter and roughly 2 percent in the October-December quarter.

Both rates would be lower than the 2.5 percent growth pace in the April-June quarter.

Still, recent manufacturing reports have been mixed.

A closely watched survey of U.S. purchasing managers said manufacturing expanded in October fastest pace in 2½ years.

The Institute for Supply Management's manufacturing survey increased for the fifth straight month, suggesting the 16-day partial shutdown of the government had little effect on manufacturers.

Gains appeared to be driven by overseas growth, healthy U.S. auto sales and the housing recovery.

The government combined the release of the September and August reports on factory orders.

The August report had been delayed by the 16-day partial government shutdown. □



Workers man the Motorola smartphone plant in Fort Worth, Texas. Orders to U.S. factories rose in September on a big jump in commercial aircraft demand. But businesses cut back sharply on machinery and other goods that signal their confidence to expand, signs of slower economic growth. (AP Photo/LM Otero)



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# Saudi foreign minister, Kerry patch over relations

Continued from Front

"We can't claim to have these high moral values if we do nothing here," Saud said in reference to Syria..

The prince said Monday that "the kingdom's declination of membership in the Security Council in no way shape or form amounts to the withdrawing from the United Nations."

The Saudis also have watched with increasing nervousness as President Barack Obama has approved a cautious opening with their archrival Iran. Saud also lamented the

international organization's "failure to make the Middle East a nuclear-free zone." "This time bomb cannot be defused by only dealing with its ramification or maneuvering around it," Saud said.

At the news conference, Kerry said he shared some of Saudi Arabia's frustration with the U.N. Security Council, but said he thought it could get better.

On Iran, he said, "The United States will not allow Iran to acquire a nuclear weapon. That policy has not changed." And Kerry repeated that the United States will defend its Arab allies, even as new talks with Iran begin this week in Geneva.

Eager to soothe the frustration, Kerry was effusive in his praise of the Saudis earlier, noting a slow, but steady domestic transformation with new emphases on education and health. On the move for Saudi women to be allowed to drive, Kerry was careful not to appear to take sides. Noting that while the United States

embraces gender equality, "it is up to Saudi Arabia to make its own decisions about its own social structure and choices and the timing of whatever events." Kerry, before meeting with Saudi King Abdullah and Saud, reassured the Saudi leaders that the United States considers Saudi Arabia — and not other powers — to be the major force in the region, Kerry said, even above longtime ally Egypt.

"The Saudis are very, very important to all of these things. The Saudis are really the sort of senior player, if you will, in the Arab world, together with Egypt. Egypt is in more of a transition, so Saudi Arabia's role is that much more important."

Kerry is in Saudi Arabia on the second leg of a 10-day tour through the Middle East, Europe and North Africa. From Riyadh, he will travel to Poland, Israel, the Palestinian Authority, Jordan, the United Arab Emirates, Algeria and Morocco before returning to Washington. □



U.S. Secretary of State John Kerry meets with Saudi Arabia's King Abdullah, right, in Riyadh, Monday, Nov. 4, 2013. Seeking to bridge multiple policy rifts with Saudi Arabia, Kerry hailed the kingdom's role as "the senior player" in the Middle East on Monday.

(AP Photo/Jason Reed, Pool)

# Egypt's Morsi, supporters, defiant as trial begins

**SARAH EL DEEB**  
**Associated Press**

**CAIRO (AP)** — Ousted President Mohammed Morsi refused to wear a prison jumpsuit, entering the caged dock in a dark business suit as his co-defendants applauded. He defiantly questioned the legitimacy of the court and proclaimed himself still Egypt's leader. His fellow Muslim Brotherhood members chanted, "Down with military rule!"

Morsi's long-awaited trial got off to a chaotic start Monday, with outbursts and interruptions, and it

was quickly adjourned until Jan. 8.

The dramatic first public appearance for Morsi since the July 3 military coup that removed him from power was meant to be a step toward due process. Instead, it highlighted the challenges facing Egypt's interim authorities as they attempt to close a chapter of his presidency, while his Islamist supporters seek to disrupt the effort.

Morsi and 14 co-defendants — seven of whom are still at large — are charged with inciting the killing of protesters who massed out-

side the presidential palace in December 2012 and demanded that he call off a referendum on a new Islamist-drafted constitution. Brotherhood members attacked a sit-in by the protesters, sparking clashes that left 10 people dead. Before Monday's session began, silent video broadcast on state TV showed Morsi arriving in a minibus outside the makeshift courtroom at a police academy in eastern Cairo. He wore the dark suit, light shirt and no tie, flanked by burly policemen.

A smiling Morsi later walked

into the cage in the court — still in the same garb, unlike his co-defendants in white prison jumpsuits. They stood in two lines like a presidential honor guard, applauding and raising their hands in a four-fingered gesture — commemorating the hundreds of his supporters killed when security forces moved to clear protest encampments in August. Another defendant — an aide held with him in the secret military location — also was in a suit.

Feisty and healthy-looking after four months of secret detention, the 62-year-old

Morsi immediately started talking even before Judge Ahmed Sabry Youssef gave him the floor.

"What is going on now is a cover for a military coup," Morsi shouted in a voice that echoed through the courtroom. "I warn everybody. ... I wish that the Egyptian judiciary would not become one day a cover for the military coup." The defense lawyers clapped. Chants from his fellow defendants followed: "Down, down with military rule!"

Youssef tried to calm the raucous scene. □





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**ECB:**

## EU Bank system now smaller, more tied to governments

**DAVID McHUGH**  
**AP Business Writer**

**FRANKFURT, Germany (AP)**

— The banking system in the 17-country eurozone has shrunk since the global financial crisis hit more than five years ago, and loans make up a smaller part of the sector's business, the European Central Bank said in a report Monday.

The findings underline some of the problems that

European officials face as they try to toughen banking oversight, make their system more resistant to crises and strengthen its ability to support growth by lending to businesses. The ECB said the size of the banking sector, by assets, fell 12 percent between 2008 and 2012. That means banks hold that much less on their balance sheets in the form of bonds, investments and loans they

have made.

The number of credit institutions fell by 10 percent, from 2,909 to 2,654, and so did several other measures of the size of the banking system, such as the number of branches and bank workers as a percentage of the population. Banks are critically important in Europe because they are the main source of the credit that companies need to do business.

In the United States, companies are less dependent on banks, obtaining credit from investors through the sale of bonds or other debt securities.

The ECB report covered the period following the onset of a global financial crisis that began when banks were hit with losses on bonds that were based on U.S. mortgages to people with shaky credit. The crisis worsened after the

collapse of U.S. investment bank Lehman Brothers in September, 2008. Europe then went through financial turmoil in 2009-2012 due to fears that indebted governments might default on their debts and possibly break up the euro currency.

Meanwhile, the report noted that banks' holdings now include more debt securities, mainly government bonds. In some cases, they had to acquire such easily sellable assets to meet new regulatory requirements.

But government bond holdings tighten banks' links to government finances — a tie which magnified Europe's troubles with government debt during the crisis. EU officials are looking for ways to lessen the link. The findings underline key issues as the ECB begins a yearlong check of the banks' health. Banks whose finances are too strained to lend are holding back growth. The ECB will try to ferret out hidden losses such as loans that are not being repaid, and identify banks that need a push to strengthen their finances by raising more capital.

The asset check is a major test of the European Union's credibility, after two earlier attempts by the European Banking Authority to expose weak banks through so-called stress tests fell short in 2009 and 2011. Several banks got passing grades but then needed to be bailed out, suggesting the tests did not get to the bottom of the troubles in the system. □

## Bus hijacker stabs 3 to death in Norway

**MARK LEWIS**  
**Associated Press**

**STAVANGER, Norway (AP)**

— A knife-wielding man hijacked a bus Monday in rural Norway and killed the driver and two passengers before he was detained by authorities, officials said. Police in Sogn and Fjordane county in western Norway gave few details about the suspect, but described him as a local resident originally from South Sudan.

Police attorney Trine Erdal said the suspect was in his early 30s, not in his 50s as police had earlier reported.

The motive for the stabbing rampage was not immediately clear.

The victims were two men in their 50s — the Norwegian bus driver and a Swedish passenger — and a 19-year-old Norwegian woman, Erdal said. All had been stabbed. There were no other passengers on the bus, she said.

The suspect was initially apprehended by rescuers from the fire department who were the first to arrive



**Emergency personnel surround a helicopter near the site of a bus hijacking in Aardal, western Norway, Monday, Nov. 4, 2013. A knife-wielding man on Monday hijacked a bus and killed three people on board, including the bus driver, police said. The suspect, described as a man in his 50s, was arrested after the attack in Sogn and Fjordane county, local police said.**

(AP Photo/Egil Jorgen Lund)

on what they thought was an accident scene, police said. He was later arrested by police and taken to a hospital for treatment of cuts but was not seriously injured, Norwegian news agency NTB reported.

Oslo police said they called off the deployment of an

anti-terror unit after receiving reports that the suspect had been arrested.

The same bus route was attacked in 2003 when an Ethiopian man stabbed to death a bus driver, NTB said. He had earlier that day killed a Congolese asylum seeker at a refugee

center.

Multiple killings are rare in Norway, though the country was shocked by its worst peacetime massacre two years ago when Anders Behring Breivik, a Norwegian right-wing extremist, killed 77 people in a bomb and gun rampage. □



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# Dutch group calls for action on child webcam sex

MIKE CORDER

Associated Press

**AMSTERDAM (AP)** — Enlisting the help of a computer-generated 10-year-old Philippine girl, Dutch children's rights activists turned online sex predators into their prey.

In an online sting operated from an anonymous warehouse office in an Amsterdam industrial park, activists from Terre des Hommes set out to gauge the scale of a fast-growing Internet phenomenon the Netherlands-based group calls webcam child sex tourism. The result was shocking, the group's director of projects, Hans Guyt told The Associated Press on Monday at the tiny Amsterdam office where Terre des Hommes used the 3D digital animated girl they dubbed Sweetie to unmask 1,000 Internet users they say wanted to pay to watch a child engage in sex acts via webcam.

"If we don't intervene soon, this sinister phenomenon will totally run out of control," Terre des Hommes director of projects Hans Guyt told The Associated Press as he stood in front of a wall plastered with the pixelated faces of adults duped by Sweetie.

He said webcam sex with minors — which usually involves men from wealthy Western countries paying children from impoverished countries for sex shows —

is still "a cottage industry" and needs to be stamped out now.

"It's still not too late," Guyt said. "Our worst scenario is that the same thing will happen with this as has happened with child pornography — that is now a multibillion dollar industry in the hands of criminal gangs."

Terre des Hommes has posted a documentary about its 10-week investigation on YouTube and begun a petition aimed at pressing police and politicians to do more to halt such illegal sex shows.

"We do not need more laws ... present legislation is suitable and more than enough to cover these acts," Guyt said as he called for a "novel approach" to policing the problem.

Terre des Hommes' novel approach involved using Sweetie as an online disguise for a group of researchers who then chatted to potential clients online.

"We were swamped by men looking for contact, looking for sexual activities with us," Guyt said.

During a demonstration for AP early Monday, one of the researchers logged into a public chat room as Sweetie — identifying himself by her purported age, gender and country of origin. Seconds later, multiple pop-up dialogue boxes

began appearing on his screen from people using pseudonyms and soliciting a girl who had clearly identified herself as 10 years old. One chat between the researcher identifying himself as Sweetie and one of the online users went like this:

Sweetie: "What you want see?"

User: "U."

Sweetie: "What u pay for?"

User: "Naked." As the conversation progressed, they agreed a \$20 fee to be paid by a wire transfer and Sweetie asked for the person's Skype address, but took the chat no further.

Guyt said Terre des Hommes, using basic research techniques and not hack-

ing, was able to identify 1,000 adults from 71 countries who solicited Sweetie. The group did not identify any of them to media, but passed the results of its investigation to Interpol.

The top country of origin for the adults identified was the United States with 254, followed by Britain with 110 and India with 103.

It remains to be seen if any of the people identified will be prosecuted, but the research demonstrated that it is relatively easy to find and identify such adults.

Terre des Hommes has for years worked to combat child prostitution in Southeast Asia and staff members noticed in recent years that young prostitutes were disappearing from their usual haunts: cafes, restaurants and hotels frequented by sex tourists. They discovered that sex tourists no longer have to leave their homes to exploit children, thanks to the proliferation of high-speed Internet connections, Guyt said. □



Hans Guyt, project director of Terre des Hommes, answers questions of reporters in Amsterdam, Netherlands, Monday Nov. 4, 2013. The Dutch children's rights organization is warning of an epidemic of children being paid to perform sexual acts via webcams and urging police around the world to crack down on the sinister practice.

(AP Photo/Peter Dejong)

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# A rising tide of drug trafficking in Caribbean

**DANICA COTO**  
**DAVID McFADDEN**  
**Associated Press**

**KINGSTON, Jamaica (AP)** — Assault rifles at the ready, police in a speedboat scan the coastline as they slice through the slate-gray water, aware that the rocky shorelines and fishing villages that line parts of southern Jamaica are not always very sleepy these days.

Seizures of South American cocaine in Jamaica have doubled since last year, and that has prompted island authorities to step up their game, dispatching more patrols to locations that haven't seen such sustained law enforcement activity in years.

"All these areas are constantly monitored for illegal contraband. We keep our ears close to the ground," said Det. Cpl. Orville Welsh, the lead officer in the patrol boat, after his team searched a fisherman's canoe and a village of wooden shacks for drugs and guns.

It's not just Jamaica that's on alert. The central Caribbean as a whole seems to be coming back into favor with transnational drug cartels, with authorities reporting sharp increases in cocaine seizures and scrambling resources to contain the apparent surge.

Long a smuggler's paradise, the Caribbean was eclipsed by Mexico as the prime drug route to the U.S. in the 1990s when Colombian cartels retreated amid stronger enforcement off Florida.

In recent years, cocaine seized in the Caribbean dropped to around 5 percent of the total found by U.S. authorities.

Activity is picking up, possibly a result of the violent drug war in Mexico and Central America. The frequency and size of cocaine seizures in the Caribbean, particularly off the Dominican Republic and Puerto Rico, have been steadily climbing. In the first half of the year, Caribbean seizures accounted for 14 percent of U.S.-bound

cocaine, according to the U.S. Drug Enforcement Administration.

The DEA says 87 tons (79 metric tons) of cocaine were seized in the Caribbean corridor in 2012, nearly double the year-earlier total. The high pace is continuing, with 44 tons (40 metric tons) seized in the first half of this year.

"I don't think it's just a one- or two-year blip," said Vito

whelming and it has been increasing," said a man who would give his name only as Kike in La Perla, a slum perched above the sea in the Puerto Rican capital of San Juan. "Young kids who are coming up the ranks think they're James Bond."

A similar anxiety is expressed by a few residents of the tiny fishing village of Forum, on Jamaica's

Some of that slack is being picked up by speedboats racing across the Caribbean.

Angel Melendez, a Puerto Rico-based special agent for Homeland Security Investigations of the U.S. Immigration and Customs Enforcement agency, said cocaine is increasingly trafficked in larger amounts directly north from Venezuela on boats that refuel



**In this Oct. 8, 2013 photo, a Dominican anti-drug police officer stands behind packages of seized drugs during a news conference at the National Drug Control Agency in Santo Domingo, Dominican Republic. The Dominican Republic is now the region's biggest transit point for drugs. A U.S. military assessment projected that 6 percent of the cocaine destined for the U.S. this year will pass through the Dominican Republic alone.**

(AP Photo/Manuel Diaz)

Guarino, special agent in charge of the DEA's Caribbean division.

DEA officials and others say the Caribbean surge is partly a result of efforts such as the U.S.-led Central America Regional Security Initiative, launched in January 2012, which increased enforcement in Central America, often the first stop on the export route for South American cocaine. At the same time, there was a crackdown along the U.S.-Mexico border.

"Whenever those two get squeezed, the movement is toward the Caribbean," said Ricardo Martinez, an associate police superintendent in Puerto Rico.

Islanders fear growing bloodshed and drug use. "The violence is over-

southern coast, where the main road leads past rickety wooden shacks to a rocky shoreline lined with small boats.

"If the drugs take over, this place will never be the same. It will be bad, bad," fisherman Oneal Burke said as he scaled fresh red snapper.

Police in Puerto Rico say about 75 percent of homicides — which hit a record of 1,135 in 2011 — are tied to drug trafficking in the U.S. territory of 3.7 million people.

In recent years, smugglers often took off by plane from Venezuela en route to Honduras or elsewhere in Central America. U.S. officials say those clandestine flights have dropped by 33 percent since 2011.

at sea during the roughly two-day voyage. Just last week, federal authorities seized more than 1,100 kilograms (2,425 pounds) of cocaine from a speedboat off St. Croix in the U.S. Virgin Islands, just east of Puerto Rico.

"It's a bigger risk, but it's a bigger profit," Melendez said.

The Dominican Republic is now the region's biggest transit point for drugs. A U.S. military assessment projected that 6 percent of the cocaine destined for the U.S. this year will pass through the Dominican Republic alone.

In Jamaica, seizures doubled to 354 kilograms (780 pounds) in the first half of the year, according to police statistics. □

## Report claims Brazil spied on embassy staff

**BRADLEY BROOKS**  
**Associated Press**

**RIO DE JANEIRO (AP)** — The Brazilian government confirmed Monday that its intelligence service targeted U.S., Russian, Iranian and Iraqi diplomats and property during spy activities carried out about a decade ago in the capital Brasilia. The relatively low-key surveillance was reported by the Folha de S. Paulo newspaper, based on Brazilian intelligence service documents it obtained from an undisclosed source.

It describes surveillance that pales in comparison to the massive spy programs carried out by the U.S. National Security Agency, efforts detailed in thousands of documents leaked by Edward Snowden.

But the revelation forced the Brazilian government to defend its espionage while remaining the loudest critic of the NSA programs that have aggressively targeted communications in Brazil, including the personal phone and email of President Dilma Rousseff, who cancelled a state visit to Washington in response. Brazil's Institutional Security Cabinet, which oversees the Abin intelligence service, said in an emailed statement that all the operations cited in the Folha report "follow Brazilian law for the protection of national interests."

The statement added that Abin "develops intelligence activities for the defense" of Brazil and for "national sovereignty, in strict observance of constitutional principles and the laws that guarantee individual rights."

Rousseff has said that the NSA program, which has swept up data on billions of telephone calls and emails flowing through Brazil, is a violation of individual human rights. Brazil has been targeted in part because it serves as an important transit point for trans-Atlantic fiber optic cables carrying much of the globe's traffic. □





# FIFA World Cup 2014 trophy visits Aruba!



**ORANJESTAD** – The plane used by FIFA & Coca Cola visited Aruba this weekend with the trophy of World Cup 2014 on board. The Governor of Aruba mr. R. Refunio, Prime Minister Mike Eman, Minister of Sports Alex Schwengle and Minister of Education Michelle Hooyboer-Winklaar were present among the reporters to have the opportunity to see the coveted trophy. The trophy left the island later in the weekend to keep going on its journey to other islands so they also can see the World Cup 2014 trophy. For the visit of the trophy Tropical Bottling was working for months on this project. Only 2 thousand people could take pictures with

the trophy, and those who had a chance had to win their ticket. Everybody was exited with this opportunity. Before everybody could see the trophy, there was held a private ceremony in the plane between the representative of FIFA and the Governor. Afterward

Prime Minister and the other Ministers had a chance to see the trophy. There was also a dance show and the representatives of FIFA enjoyed it. After the trophy was shown to reporters in the airport, the trophy was taken to Westin hotel for private photos. □







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**EAGLE BEACH** - Mike Ingoglia celebrated his 80th birthday on October 28, 2013 at Elliott's Ristorante Italiano on the island of Aruba with twenty-eight of his closest friends and family. Mike and his family have been visiting the Aruba

Beach Club and the island for thirty-four consecutive years. Mike's lifetime friends, children, grandchildren, and great-grandchildren all surprised him by arriving on the island to celebrate this momentous occasion. Mike and his wife An-

nette are official ambassadors of the island. They couldn't imagine spending this special occasion anywhere else in the world. Mike and Annette share a contagious love and affection for the island and for the Aruba Beach Club.



We all join Mike in celebrating his 80th birthday and many happy wishes for his future. □

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# Rain or no rain, Heineken Green Village a delight!



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most of all: great music. The 5th Edition of Green Village last Saturday night started off real good. Happy, smiling people all over the main street of San Nicolas. No cars, just couples walking hand in hand, small groups of people talking, others dancing and just having a great time. Vince Irie from the Voice of Holland with his band "Off-shore" had the crowd sing along loud and strong. Main attraction was the

world famous Reggae band "Morgan Heritage". Worldwide known as the "Royal Family of Reggae". One of the best Reggae performances ever held on Aruba.

Even when the rain changed from sprinkles to buckets coming down, Morgan Heritage continued playing. It was not until the thunder and lightning became

too heavy and dangerous, they had to stop. San Nicolas (and the rest of the island) was under water! Rain or no rain, Aruba had a blast celebrating 140 Year of Heineken! □



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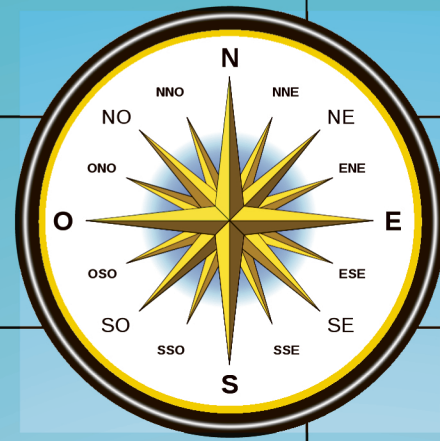
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## LeBron eyeing 500th straight double-digit game

**TIM REYNOLDS**

**AP Basketball Writer**

**MIAMI (AP)** — LeBron James is on the verge of another milestone.

The Miami Heat forward has scored at least 10 points in 499 consecutive regular-season games and will go for No. 500 on Tuesday night when the two-time defending NBA champions visit the Toronto Raptors.

James, the league's four-time Most Valuable Player, would become only the fifth player in NBA history with 500 consecutive games of 10 or more points. Only Kareem Abdul-Jabbar (with streaks of 787 and 508 games), Michael Jordan (866), Karl Malone (575) and Moses Malone (526) have accomplished the feat.

"That's pretty cool since you brought it up. I had no idea," James said. "Hopefully you didn't jinx me. ... It is pretty cool, man, when you put it that way. It lets me know that I've been healthy and I've been able to go out on the court and do what I need to do every night and try to help the team win."

James scored eight points at Milwaukee on Jan. 5, 2007. He scored 19 points at New Jersey the following night, and the streak has grown in every regular-



Miami Heat's LeBron James shoots against the Brooklyn Nets during an NBA basketball game Friday, Nov. 1, 2013, in New York.

Associated Press

season game he played since.

And most nights, the streak has lived on by a fairly comfortable margin.

He's finished with exactly 10 points only once in his last 499 regular-season games — that being Oct. 31, 2007, at Dallas — and has scored fewer than 15 points only 15 times during this stretch. On 161 separate occasions, he's scored at least 10 points in the first quarter alone.

"I don't ever want to take it for granted, his greatness," Heat coach Erik Spoelstra said.

"No, I don't want to get to a point where that's normal, because he's not a normal player. ... Part of his greatness is that consistency, being able to do it night-in, night-out against great competition."

James has more regular-season games of scoring at least 50 points (nine) than nights where he's scored less than 10 (eight). Factor playoffs into the mix, and he's reached double-figures 898 times in 907 career games.

"I just try to play efficient basketball and take the best shot available," James said. "I'm a veteran guy. I understand what's a good shot and what's a great shot. I'm very comfortable where I am." □

## Del Potro, Wawrinka win at ATP finals

**SAMUEL PETREQUIN**

**AP Sports Writer**

**LONDON (AP)** — Former finalist Juan Martin del Potro battled his way past Richard Gasquet to win his opening round-robin match at the ATP World Tour Finals on Monday after Stanislas Wawrinka grabbed the spotlight with

a win in his maiden appearance at the season-ending tournament.

After Wawrinka defeated Tomas Berdych 6-3, 6-7 (0), 6-3 in Group A, Del Potro beat Gasquet 6-7 (4), 6-3, 7-5 to secure crucial points in a tough Group B that also includes Roger Federer and Novak Djokovic, who

will be facing off on Tuesday.

After the round-robin stage, the top two finishers in each group advance to the semifinals.

Playing in the tournament for the first time since 2007, Gasquet produced some stunning shots but struggled to return del Potro's

big serve in a match laced with unforced errors and winners from both sides.

Gasquet said he was disappointed by the result, his sixth loss in seven matches against Del Potro, but took some comfort in the way he lost.

"The level is very high. So every match is a final for

me," Gasquet said. "Tonight I played well, I was really close."

Del Potro, who hit 35 winners and made 40 unforced errors, was relieved to come out on top ahead of two difficult matches.

**Continued on Page 22**



## NHL Capsules

## Harding stops all 19 shots, Wild beat Devils 4-0

**ST. PAUL, Minnesota (AP)** — Josh Harding stopped 19 shots for his second shutout of the season as the Minnesota Wild beat the New Jersey Devils 4-0 Sunday night.

Mikael Granlund, Torrey Mitchell, Dany Heatley and Jason Pominville scored for the Wild, who have won five of six. Nino Niederreiter had three assists.

Cory Schneider, back after missing three games with an injured groin, finished with 16 saves for New Jersey. The Devils were blanked for the second straight night and fourth time in 14 games.

New Jersey defenseman Jon Merrill left his first NHL game after sliding hard into the boards in the first period. The team said he had lacerations on his face.

**FLAMES 3, BLACKHAWKS 2, OT CHICAGO (AP)** — Kris Russell scored at 1:32 of overtime and Reto Berra made 42 saves in his first NHL game, leading the Flames to the victory.

Russell's shot from the blue line clanked off the crossbar and past Blackhawks goalie Corey Crawford, ending Calgary's 10-game

losing streak in Chicago. The Flames won at the United Center for the first time since March 2008.

Mike Cammalleri and Curtis Glen-cross scored in regulation for the Flames. Calgary's T.J. Galiardi missed on a second-period penalty shot.

Chicago's Marian Hossa scored a power-play goal with 4:19 left in the third period to tie it at 2. Patrick Kane also scored for Chicago, which had won three in a row.

Crawford made 27 saves.

**STARS 4, SENATORS 3, SO OTTAWA (AP)** — Jamie Benn

scored in the shootout to power Dallas to the road win.

Antoine Roussel, Ray Whitney and Valeri Nichushkin scored in regulation for the Stars (6-6-2). Kari



Dallas Stars' Valeri Nichushkin collides with Ottawa Senators' goalie Craig Anderson during overtime of an NHL hockey game in Ottawa, Sunday, Nov. 3, 2013. Dallas defeated Ottawa 4-3. Associated Press

Lehtonen stopped Milan Michalek, Jason Spezza and Bobby Ryan in the shootout.

Ottawa lost goaltender Craig Anderson when he went down hard after being hit by Valeri Nichushkin in overtime. He was taken off the ice on a stretcher after he appeared to take a knee to the

head.

Anderson faced 36 shots before Robin Lehner was forced into action.

Ryan, Erik Karlsson and Jason Spezza scored for the Senators (4-6-4), with Ryan tying it with 9.6 seconds remaining in regulation.

Lehtonen made 33 saves. □

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# Red Sox beards coming off for promotion

**BOSTON (AP)** — Some famous Boston beards will be falling victim to the razor.

Red Sox players David Ortiz and Shane Victorino will shave Monday in a promotion in Boston.

Joining them will be city policeman Steve Horgan, who was stationed in the Red Sox bullpen at Fenway Park. He became a fixture in Beantown after he was photographed with his arms in the air celebrating Ortiz' grand slam in the American League championship series against Detroit.

The Boston players' beards became a symbol of their solidarity as they went from worst in the AL East last year to first this season by winning the Red Sox third World Series title in a decade. □

**World Series victors David Ortiz, right, and Shane Victorino, left, of the Boston Red Sox get a smooth start to the offseason after a shave from Art of Shaving master barbers at Gillette World Shave Headquarters, on Monday, Nov. 4, 2013 in Boston.**

Associated Press



## Red Sox, Yankees trios receive qualifying offers

**RONALD BLUM**  
AP Sports Writer

**NEW YORK (AP)** — The World Series champion Boston Red Sox made \$14.1 million qualifying offers to free agents Jacoby Ellsbury, Mike Napoli and Stephen Drew on Monday, the first deadline day of baseball's offseason.

Thirteen free agents received the offers, up from nine last year. The Yankees also extended offers to a trio of players: second baseman Robinson Cano, outfielder Curtis Granderson and pitcher Hiroki Kuroda.

Players accepting are signed for next season. If a player signs elsewhere, his former team gets an ex-

tra draft pick at the end of the first round next June as compensation.

Others receiving the offers were Atlanta catcher Brian McCann, Cincinnati outfielder Shin-Soo Choo, Cleveland pitcher Ubaldo Jimenez, Kansas City pitcher Ervin Santana, St. Louis outfielder Carlos Beltran, Seattle designated hitter Kendrys Morales and Texas outfielder Nelson Cruz.

Free agents can start talking contract with all teams on Tuesday.

The amount of the qualifying offer, which increased by \$800,000 this year, is set by baseball's collective bargaining agreement as the average of the 125 highest contracts.

Among the nine players who received the offers last year, the only ones to stay with their teams were Red

Sox designated hitter David Ortiz, Kuroda and Washington first baseman Adam LaRoche.

If a new club signs a player who received a qualifying offer, that team gives up a high draft pick. □

**Boston Red Sox designated hitter David Ortiz (34) hits a double during the fifth inning of Game 4 of baseball's World Series against the St. Louis Cardinals Sunday, Oct. 27, 2013, in St. Louis.**

Associated Press





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# James, Bosh lift Heat past Wizards 103-93

**The Associated Press**

**MIAMI (AP) — MIAMI (AP)**

— LeBron James scored 25 points and Chris Bosh added 24 as Miami beat winless Washington 103-93 on Sunday night to end a rare two-game slide.

NBA Capsules

Dwyane Wade scored 20 points for Miami, which hasn't dropped three straight regular-season games since Jan. 10-13, 2012. The Heat (2-2) had 32 assists on 37 field goals, including on all nine of their baskets in the third quarter. Including playoffs, the Heat are now 100 games over .500 at home since the start of the 2010-11 season — 127-27.

Bradley Beal scored 19 points for the Wizards. Marcin Gortat finished with 15 points and 11 rebounds for Washington (0-3).

Miami's last three-game slide was against Boston in the 2012 Eastern Conference finals, a series the Heat won in seven games. PISTONS 87, CELTICS 77

AUBURN HILLS, Michigan (AP) — Josh Smith and Andre Drummond scored 15 points each as Detroit kept Boston and first-year coach Brad Stevens winless.

The Pistons (2-1) trailed 65-63 early in the fourth quarter but went on a 10-0 run to take the lead for good and win their second home game in as many tries. Drummond added 12 rebounds and Brandon Jennings had 14 points in his Detroit debut.

Rookie Kelly Olynyk scored 15 points and Jordan Crawford added 13 for the Celtics (0-3).

Jennings missed most of the preseason and the first two games because of a fractured jaw caused by a wisdom tooth. Jennings came to Detroit during the offseason in a sign-and-trade deal with Milwaukee. MAGIC 107, NETS 86

ORLANDO, Florida (AP) — Nikola Vucevic had 19 points and 12 rebounds as Orlando routed Brooklyn in Jason Kidd's coaching debut. Magic rookie Victor Oladipo scored 19 points, 14 in the second half, as Orlando won back-to-back games for the first time since Dec. 19, 2012. Andrew Nicholson added 17 points and 11 rebounds for the Magic (2-2), who beat New Orleans 110-90 at home last Friday night.

Brook Lopez led the Nets with 21 points. Paul Pierce was the only other Net to score in double figures with 16 points and he grabbed seven rebounds. The Nets (1-2), who shot 38.2 percent for the game, and were outscored 66-48 in the second half.

THUNDER 103, SUNS 96

OKLAHOMA CITY (AP) — Kevin Durant had 33 points and 10 rebounds and Russell Westbrook had 21 points and seven assists in his return from a knee injury for Oklahoma City.

Serge Ibaka added nine points and 10 rebounds for Oklahoma City (2-1), which won its fifth straight home opener and defeated Phoenix (2-1) for the 11th straight time. The Suns last beat Oklahoma City in December 2010.

Westbrook, sidelined for six months after first tear-

ing the lateral meniscus in his right knee during the second game of the NBA playoffs, then having a medical setback, returned three to five weeks ahead of the team's previously announced timetable.

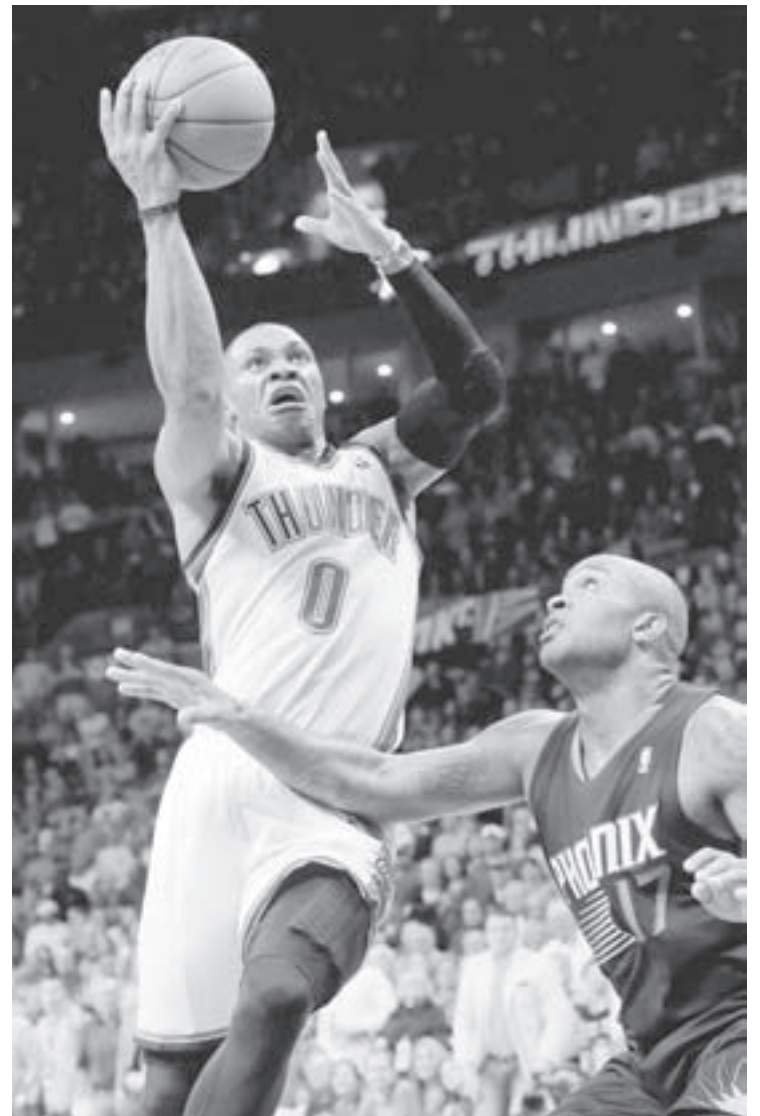
Eric Bledsoe scored 26 points and added a career-best 14 assists for Phoenix, which opened the season with home wins over Portland and Utah. The Suns stayed with Oklahoma City thanks to 14-of-37 3-point shooting, compared to 2 of 18 for the Thunder.

TIMBERWOLVES 109, KNICKS 100

NEW YORK (AP) — Kevin Love had 34 points, 15 rebounds and five assists and Kevin Martin scored 30 points as Minnesota improved to 3-0 for the first time in 12 years.

Minnesota took a huge lead after a 40-point first quarter, then pulled away after the Knicks trimmed it to two in the closing minutes to move halfway to matching the 2001-02 team that set the franchise record by winning its first six. The Timberwolves, averaging a whopping 37.3 points in the first quarter, are healthy again after an injury-wrecked 2012-13 and showing the early promise of a team that can contend for its first playoff berth since 2004.

Carmelo Anthony had 22 points and 17 rebounds for the Knicks, who have dropped two straight after a season-opening victory and drew some loud boos in the first half while appearing to be standing still on defense. □



Oklahoma City Thunder guard Russell Westbrook (0) shoots in front of Phoenix Suns forward P.J. Tucker in the fourth quarter of an NBA basketball game in Oklahoma City, Sunday, Nov. 3, 2013. Oklahoma City won 103-96.

Associated Press



Miami Heat's LeBron James reacts after failing to draw a foul against the Brooklyn Nets during an NBA basketball game Friday, Nov. 1, 2013, in New York. Brooklyn won 101-100.

Associated Press



# Report: A-Rod failed MLB stimulant test in 2006

**NEW YORK (AP)** - Alex Rodriguez tested positive for a banned stimulant in 2006, The New York Times reported Monday, an accusation denied by a representative of the legal team for the New York Yankees' third baseman.

The newspaper cited two unidentified people involved with baseball's drug-testing program.

Baseball's joint drug agreement specifies the discipline for a first positive test for a banned stimulant is six additional unannounced drug tests over the year following the violation. A second stimulant violation would result in a 25-game suspension.

Rodriguez's legal team accused MLB of leaking the allegation of a positive test, using a statement and making a filing to arbitrator Fredric Horowitz.

Lanny Davis, a former Clinton administration official working for Rodriguez's legal team, denied the play-



In this Oct. 1, 2013, file photo, New York Yankees' Alex Rodriguez arrives at the offices of Major League Baseball in New York, for his grievance hearing.

Associated Press

er tested positive, the Times said. James McCarroll, a lawyer for the three-time AL MVP, did not address whether Rodriguez had a positive test, only that he

was not banned.

"Alex Rodriguez was never suspended for use of stimulants or any violation of the MLB drug program," McCarroll said in a state-

ment. "The fact that MLB has resorted to leaking federally protected medical information about a player speaks volumes of the weakness of their case against Alex - and their desperation to secure a win in the arbitration, at all costs." MLB chief operating officer Rob Manfred declined comment.

"We were not the source for this story," MLB said in a statement. "We honor our joint drug program and never publicly disclose player test results until it's publicly announced."

Rodriguez was suspended for 211 games by Major League Baseball on Aug. 5 under baseball's drug agreement for his alleged "use and possession of numerous forms of prohibited performance-enhancing substances, including testosterone and human growth hormone, over the course of multiple years." He also was penalized under the labor contract for

"a course of conduct intended to obstruct and frustrate the office of the commissioner's investigation."

The three-time AL MVP was allowed to keep playing until the arbitrator decides a grievance filed by the players' association to overturn the penalty. Horowitz has presided over eight days of hearings, which are scheduled to resume Nov. 18.

"Alex has abided by the confidentiality rules of the arbitration process. MLB has not," McCarroll said. "In response to MLB's incessant leaks, Alex recently has even gone so far as to offer that the proceeding be opened to the media, so as to even the playing field - an offer which MLB promptly rejected, as they prefer to continue their one-sided flow of leaks, rather than having the weakness of their case exposed publicly by full and fair coverage. □

## ATP finals

Continued from Page 18

"This tournament means a lot to me," he said. "In the end, I played solid and I won. Hopefully I can beat (Djokovic and Federer) but it's going to be really tough for me. I don't have anything to lose against them." Gasquet and Del Potro started their match with a 32-shot rally won by the Frenchman, who then comfortably held his serve at love. Del Potro answered with his trademark big winners and won his first three service games without dropping a point before Gasquet earned two break points in the eighth game and converted the second with a backhand down the line.

But Gasquet failed to build on the momentum as his opponent broke back immediately.

Both players traded brilliant shots in the tiebreaker, as Del Potro's clever drop shots and passing shots answered Gasquet's fine volleys. Gasquet's all-risk approach finally paid off as

he sealed the set with two brilliant forehand winners. In the second set, del Potro rallied from 40-0 down in the fourth game to break Gasquet's serve. He served out the set after Gasquet shanked an easy overhead that would have given him two break points in the ninth game.

In the decider, Del Potro broke for a 4-3 lead but wobbled at 5-4, offering three break points to his rival with a double fault and letting him back in the match by missing a simple volley. Gasquet's resurgence was short-lived, though, as del Potro capitalized on the Frenchman's mistakes to break again immediately and then finish him off on his serve.

Stepping out of the shadow of Federer, Swiss No. 2 Wawrinka marked his first appearance at the tournament with a victory.

Wawrinka — the only first-time qualifier in this year's tournament — recovered from a slump in the sec-

ond-set tiebreaker to win a contest that lasted nearly 2 ½ hours, with the help of a large group of Swiss supporters.

"They wanted Roger and they had me," Wawrinka said. "I'm not trying to compare myself with Roger. But I'm really, really happy we are both in the tournament. I think it's something really special for Switzerland. He's a really close friend. We're not in the same group, so we can really enjoy playing here together."

Wawrinka and Berdych are in the same group as top-ranked Rafael Nadal and David Ferrer.

The 28-year-old Wawrinka served well throughout the match, hitting 11 aces and saving the five break points he faced.

Enjoying a season that saw him reach the semi-finals at the U.S. Open, Wawrinka broke in the sixth game when Berdych sent a backhand wide. He then opened up a 5-2 lead before earning two set points



Stanislas Wawrinka of Switzerland plays a return to Tomas Berdych of the Czech Republic during their ATP World Tour Finals tennis match at the O2 Arena in London, Monday, Nov. 4, 2013.

Associated Press

on his serve with a forehand winner.

He showed nerves as he missed three consecutive easy shots to offer Berdych his first breakpoint chance of the match, but raised his game at the right time and converted his fifth set

point.

Wawrinka made several unforced errors in losing the second-set tiebreaker but recovered in the deciding set, breaking Berdych for a 3-1 lead and sealing the victory on his first match point. □



# AP-CNBC poll: Twitter faces skeptical investors

BARBARA ORTUTAY

AP Technology Writer

**NEW YORK (AP)** — Twitter faces skepticism from potential investors and the broader public ahead of its initial public offering, according to an Associated Press-CNBC poll released Monday.

Some 36 percent of Americans say buying stock in the 7-year-old short messaging service would be a good investment, while 47 percent disagree. Last May, ahead of Facebook's IPO, 51 percent of Americans said Facebook Inc. would be a good investment. Just 31 percent didn't agree.

Twitter plans to make its Wall Street debut this week and surprisingly, 52 percent of people ages 18 to 34 say investing in the company's stock is not a good idea.

Twitter Inc. will begin trading on the New York Stock Exchange on Thursday morning after setting a price for its IPO sometime Wednesday evening. As it stands, the San Francisco-based company plans to raise as much as \$1.6 billion in the process. The transaction values Twitter at as much as \$12.5 billion. That's little more than one-eighth of Facebook's



An updated phone post on the floor of the New York Stock Exchange features a Twitter logo, Monday, Nov. 4, 2013, in New York. Twitter Inc. will begin trading on the New York Stock Exchange on Thursday morning after setting a price for its IPO sometime Wednesday evening.

roughly \$104 billion market value when it went public. Twitter has not turned a profit since its launch, but its future depends on advertisements as a primary source of income. The company mainly sells

three types of ads: promoted tweets, promoted accounts and promoted trends. A company like Starbucks, for instance, can pay Twitter to promote a single tweet or it can pay the company to ask users

to follow its account.

It does not bode well that more than half of Twitter users say they have not noticed advertising. Among the 42 percent of users who did notice, 31 percent say they've clicked on or followed one of the promoted items in question.

Among the poll's other key findings:

— One in 5 Americans say they have a Twitter account. One in 10, meanwhile, looks at Twitter feeds but doesn't have an account of their own.

— Nearly a quarter of Twitter account holders send tweets at least once a day, while 29 percent say they never do. More account holders say they read others' tweets daily, 35 percent.

— About 30 percent of Twitter users say they have used the service to register complaints about a product or service or when they are looking for information about services or products.

— Twitter has billed itself as the place for public, real-time conversations, but only 16 percent of users say they turn to Twitter fre-

quently for breaking news. That said, 44 percent of users do so at least some of the time.

— Just 19 percent of respondents say they have a "favorable" view of Twitter, while 47 percent feel the same way about Facebook.

— A sizable share of Americans aren't familiar with Twitter or don't know what to make of it: 9 percent have never heard of it and another 12 percent say they just don't know how they feel about it.

— Just 35 percent of Americans say they think Twitter will be a successful company in five years. More, 49 percent, think Facebook will be successful in five years.

The Associated Press-CNBC telephone poll was conducted Oct. 25 to 27 by GfK Roper Public Affairs and Corporate Communications among 1,006 U.S. adults. The results have a margin of error of plus or minus 3 percentage points. According to Twitter, 77 percent of its 232 million monthly visitors are outside of the U.S. □

Associated Press

## T-Mobile says free data offer applies to all

**NEW YORK (AP)** - T-Mobile says its offer of free data for tablet owners is just that - free.

The wireless carrier launched its free data for life offer on Thursday. The service is limited to 200 megabytes of high-speed data a month, or enough data to upload about 800 Instagram photos or listen to more than three hours of streaming music, according to the company. But it is open to iPad owners or anyone else with a cellular-enabled tablet that works on T-Mobile's network, even if it's not a T-Mobile tablet.

But there was some con-

fusion. A computer glitch resulted in some people being told that the service would actually cost \$10 per month.

T-Mobile US Inc. Chief Marketing Officer Mike Sievert said Monday that the glitch has since been fixed. He said T-Mobile's idea is to get more people to try its data network in hopes that they will like it and eventually switch their cellular phone service over to the company or buy more data. Most people buy tablet computers that access the Internet using Wi-Fi only. Models with 4G LTE cellular access typically cost \$100 to \$130 more

and many people also are reluctant to buy cellular-enabled tablets, because of worries about potential monthly data service costs. Tablet owners do need to buy a SIM card, which makes the tablets compatible with the network, for about \$10.

Sievert said the T-Mobile offer is designed to eliminate those fears and prompt more people to buy LTE tablets. Customers who already pay for a T-Mobile data plan will receive the 200 megabytes on top of their regular monthly allotment, Sievert said.

T-Mobile rose 45 cents to close Monday at \$28.34. □



# BlackBerry abandons bid to sell itself, CEO out

**ROB GILLIES**

**Associated Press**

**TORONTO (AP)** — BlackBerry abandoned its bid to sell itself on Monday, and announced it will replace its chief executive.

Fairfax Financial, BlackBerry's largest shareholder with a 10 percent stake, said it won't buy the struggling smartphone company and take it private but said that Fairfax and other investors will inject \$1 billion as part of a revised investment proposal.

BlackBerry said CEO Thorsten Heins is stepping down. Heins took over in early 2012 after the company lost billions in market value, but he failed to turn the company around with BlackBerry's new devices this year.

Former Sybase chief executive John Chen has been appointed chair of BlackBerry's board of directors and will serve as interim CEO. Chen's emphasis on software in an interview with The Associated Press could mean the company might ultimately get out of selling smartphones.

Chen said he'll be looking for a CEO with a strong software and services background. He noted that BlackBerry Messenger, the popular messaging application, has been downloaded by over 20 million users since it became available on Google's Android and Apple's iOS platforms. "I'd like to find somebody to help me monetize that," Chen told the AP.

Chen said a solid team is in place, but they need to focus. "Maybe I can help that. More of a transitional thinking of we're really not in phones but we're in phones for software, for services," Chen said.

Chen also said he wants to focus on business users.

Fairfax head Prem Watsa will be appointed to the board. Watsa said Chen did a terrific job of turning around Sybase, an enterprise software data management company. Chen was chairman and CEO from 1998 until the company was acquired in 2010 by SAP AG.

"He joined in 1998 and the company was going through similar problems, the stock price was down 90 percent, four years of losses, John joined them and had one of the best track records that I have seen," Watsa said.

Watsa said he remains a fan of Heins. "I think Thorsten did a terrific job given the hand he had been dealt.

BlackBerry announced in September that Fairfax Financial Holdings Ltd. signed a letter of intent that contemplated buying BlackBerry for \$9 a share, or \$4.7 billion, and taking it private. Fairfax said then it wouldn't increase its 10 percent stake and the company went about trying to attract other investors.

Watsa said they did due diligence and worked with a consulting company that recommended that taking it private with borrowed money was not the way to go.



**Thorsten Heins, president and CEO at BlackBerry, speaks at a conference in Orlando, Fla. BlackBerry abandoned its sale process on Monday, Nov. 4, 2013, and announced it will replace Heins. Fairfax, BlackBerry's largest shareholder with a 10 percent stake, said it won't buy the struggling smartphone company and take it private but said it and other investors will inject \$1 billion as part of a revised investment proposal.**

(AP Photo/John Raoux)

"To load this company with too much debt was not appropriate," Watsa told the AP. "We didn't want it leveraged. We didn't even bother to go there. Once we decided that a leveraged buy-out with high debt was not appropriate

we didn't push it any further. We backed off completely."

Watsa said BlackBerry needs financial flexibility. "We probably could do it, but we decided not to add high yield debt to the company's capital structure,"

he said.

He said five or six investors had been interested in a buyout.

BGC analyst Colin Gillis said the failure to complete a successful sale was not an unexpected outcome for the market because the stock was trading well below the possible \$9 bid price.

"They never had any money beyond the Fairfax money," Gillis said. "It's an under \$5 billion market cap company with \$2 billion in cash, you put up \$1 billion and you couldn't get the rest?"

The BlackBerry, pioneered in 1999, had been the dominant smartphone for on-the-go business people and other consumers before Apple introduced the iPhone in 2007 and showed that phones can handle much more than email and phone calls. In the years since, BlackBerry Ltd. been hammered by competition from the iPhone as well as Android-based rivals. □

## US indexes post slight but widespread gains

**JOSHUA FREED**

**AP Business Writer**

The stock market's gains on Monday were a mile wide and an inch deep. Major indexes posted slight but widespread gains. So while there was no dramatic rally and no records were set, all 10 industries tracked in the Standard & Poor's 500 index rose. Twice as many stocks rose as fell. The Russell 2000 index of smaller companies rose more than one percent, the biggest gain among U.S. market benchmarks.

And some industries rose sharply, including steelmakers, homebuilders, and airlines. While Monday's gains were modest, they continued a powerful rally in the market that has driven the S&P 500 index up nearly 24 percent this year. The S&P 500 closed at records seven times in October, most recently on Oct. 29, when it set its current all-time high of 1,771.95.

On Monday the S&P 500 increased 6.29 points, or



**New York City marathon winners Geoffrey Mutai, fourth left, and Priscah Jeptoo, second from right, of Kenya, with wheelchair winners Tatyana McFadden, from Baltimore, Md., and Marcel Hug, right, of Switzerland, are applauded by New York Road Runners President & CEO Mary Wittenberg, second left, and NYSE Senior Vice President Christine Sandler, as they ring the New York Stock Exchange opening bell, Monday, Nov. 4, 2013.**

(AP Photo/Richard Drew)

0.4 percent, to close at 1,767.93. Energy stocks had by far the biggest gains among 10 industries in the S&P 500, followed by technology and consumer discretionary stocks.

The Dow Jones industrial average rose 23.57 points, or 0.15 percent, to 15,639.12

and the Nasdaq composite also gained 14.55 points, or 0.37 percent, to 3,936.59. Homebuilders gained after Tri Pointe Homes said it would combine with Weyerhaeuser's home building business in a \$2.7 billion deal. Last week homebuilders fell after the

Federal Reserve said in a policy statement that the recovery in that sector has "slowed somewhat" in recent months.

Tri Pointe rose 77 cents, or 5 percent, to \$16.15. D.R. Horton rose 31 cents, or 1.7 percent, to \$18.82. KB Home rose 28 cents, or 1.7 percent, to \$16.88.

Steelmakers rose after Goldman Sachs said the steel sector appears to be "heading to a sustainable recovery." AK Steel Holding rose 40 cents, or almost 9 percent, to \$5. US Steel rose \$1.13, or 4.4 percent, to \$26.91. Steel Dynamics Inc. rose 41 cents, or 2.2 percent, to \$18.85.

So far during the third-quarter earnings season, 68 percent of companies that have reported have beaten analysts' estimates, according to S&P Capital IQ. But 60 of the 78 companies that provided fourth-quarter forecasts came in lower than analysts were expecting. □



## Carnival shakes up management team to rebrand

### The Associated Press

Carnival Corp. is shaking up its management team in an effort to rebuild its business after a deadly accident and several other mishaps drove passengers away.

The cruise line operator said Monday that Howard Frank will step down as chief operating officer to take on a new role as special adviser to the CEO and chairman. Alan Buckelew, president and CEO of Princess Cruises, will take over as chief operations officer of Carnival Corp. & PLC on Dec. 1.

This follows Carnival's decision in June to name a new CEO. Board member Arnold Donald took over as head of the company, replacing Micky Arison, who had been CEO since 1979 and is the son of one of the company's co-founders.

Carnival on Monday also named a new CEO for its Holland America unit and a new president of Princess Cruises. Stein Kruse, president and CEO of Holland America Line, will become CEO of Holland America Group. Jan Swartz, the company's executive vice president of sales, marketing and customer service, was promoted to president of Princess Cruises.

The Miami-based company is making the leadership moves after struggling with weaker revenue since the February breakdown of the Carnival Triumph, which stranded passengers for five days in the Gulf of Mexico.

That was followed by two other instances of ships having to be towed back to port. Dozens of future sailings were canceled as the company repaired those vessels.

Carnival also owned the Costa Concordia, a cruise ship that hit the shore of an Italian island in 2012, capsizing and killing 32 people. The company slashed prices and invested in ship safety and services, but passengers have yet to return to its namesake cruise line at prior levels. □

## Challenges abound for Twitter heading into IPO

BARBARA ORTUTAY

MICHAEL LIETKE

Associated Press

SAN FRANCISCO (AP) —

Twitter has built a digital town square that's teeming with activity but riddled with financial potholes. Seven years after co-founder Jack Dorsey sent the first tweet through the online messaging service, more than 500 million posts are shared each day by everyone from the Dalai Lama to Justin Bieber.

But all the chirping hasn't translated to profits — nor is it expected to any time soon.

As Twitter prepares to complete its initial public offering of stock this week, the San Francisco company's history of losses totaling nearly \$500 million is raising questions about its ability to turn a cultural phenomenon into a sustainable business.

Twitter's IPO promises to be another touchstone in the Internet's evolution from a geeky backwater to a well-spring of world-changing innovation and jaw-dropping wealth. In that sense, the company's stock market debut shares parallels with the IPOs of two rivals: online social networking leader Facebook Inc., which went public nearly 18 months ago, and search engine leader Google Inc., which made the leap to Wall Street in 2004.

But Facebook and Google were already profitable by the time they went public. By contrast, Twitter's coming out is a throwback to the late 1990s, a more perilous time in Internet investing — when hundreds of dot-com companies completed IPOs without ever having earned a profit.

"They have a nice and interesting base to build upon, but an exciting business with lots of users doesn't necessarily generate returns," says James Gellert, CEO of Rapid Ratings, a subscription service that examines the financial health of companies.

Rapid Ratings gives Twitter's financial fitness a rating of 19 on a scale of 100. Gellert says that puts Twitter in a category of companies

with a failure rate of about 90 percent. By comparison, the firm rated Facebook at 73 just before its May 2012 IPO and Google at 80 ahead of its August 2004 offering.

With 232 million users and an IPO poised to as much as \$2 billion, Twitter is unlikely to go bust like so many of the companies that disappeared after the dot-com bubble burst in 2000. So many investors are optimistic about the company's future that Twitter on Monday seized on the demand

star or a pithy teenager — who also has an account on the service. This flexibility makes Twitter like an open book that can be read by anyone. Unlike Facebook, Twitter restricts each post on its service to no more than 140 characters.

Twitter's openness has left the service with a bit of an identity problem. While Facebook is known as a to connect with friends and family and LinkedIn is the go-to place for exploring career opportunities, Twitter's purpose is more dif-

vivacious, but intimidating for those who are still unsure of their voice. Twitter will have to find ways to get more users to overcome their timidity so they become more active — and more attractive targets for advertisers. According to a recent Associated Press-CNBC poll, 29 percent of people with Twitter accounts never tweet at all.

Twitter's user growth is already slowing, triggering alarms among some analysts. It took Facebook eight months, from August 2008



An updated phone post on the floor of the New York Stock Exchange features a Twitter logo, Monday, Nov. 4, 2013, in New York. Twitter Inc. will begin trading on the New York Stock Exchange on Thursday morning after setting a price for its IPO sometime Wednesday evening.

(AP Photo/Richard Drew)

for its stock and raised the projected price range of its IPO to \$23 to \$25 per share, up from an earlier target of \$17 to \$20.

Despite that enthusiasm, Twitter faces a slew of hurdles that range from an outsize proportion of international users—who generate less revenue than their U.S. counterparts—to concerns about a slowing rate of growth at a time when its user base is less than a quarter of Facebook's.

Although they both compete for people's attention and posts, Twitter and Facebook work differently. Facebook gives its users control over who's in their social circle and which of their online friends can see specific posts. Twitter is set up so users can "follow" anyone — whether it's a celebrity, politician, sports

figure or a pithy teenager — who also has an account on the service. This flexibility makes Twitter like an open book that can be read by anyone. Unlike Facebook, Twitter restricts each post on its service to no more than 140 characters.

Twitter's openness has left the service with a bit of an identity problem. While Facebook is known as a to connect with friends and family and LinkedIn is the go-to place for exploring career opportunities, Twitter's purpose is more dif-

icult to define, says Scott Kessler, an analyst with S&P Capital IQ. In its IPO paperwork, Twitter highlights the simplicity, accessibility and spontaneity of its service and depicts it as one big conversation. Gartner analyst Brian Blau believes many people see it as a "giant party line." Blau's analogy is apt. Long before Twitter, a party line was a telephone line shared by multiple subscribers. Think of it as a line for you, your neighbor and maybe Mrs. Smith around the corner. In rural areas, an entire town might share a single party line. If the line was in use, other subscribers could pick up their telephone and either eavesdrop or join the conversation.

Jumping into the discussion is alluring to the chatty and

to April 2009, to go from 100 million to 200 million users. For Twitter, it was 15 months, from September 2011 to the following December. Facebook, only two years older than Twitter, now has 1.2 billion users.

Beyond Facebook and LinkedIn, Twitter also faces competition from up-and-coming startups such as Instagram, the wildly popular photo-sharing app owned by Facebook, Pinterest Inc. and even the likes of Snapchat, a service that lets users send photos and videos that disappear in less than 10 seconds.

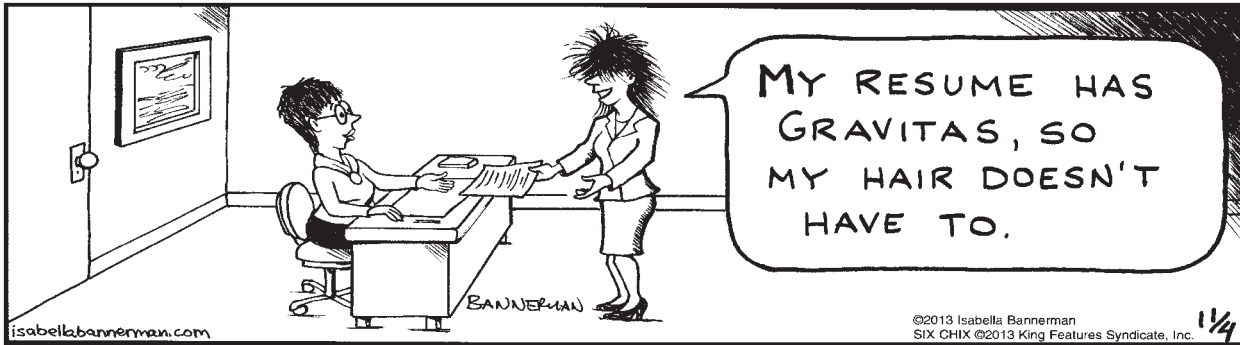
There's also a host of emerging social networks for niche audiences such as members of the military, the visually impaired, doctors and people who want to connect with their neighbors. □



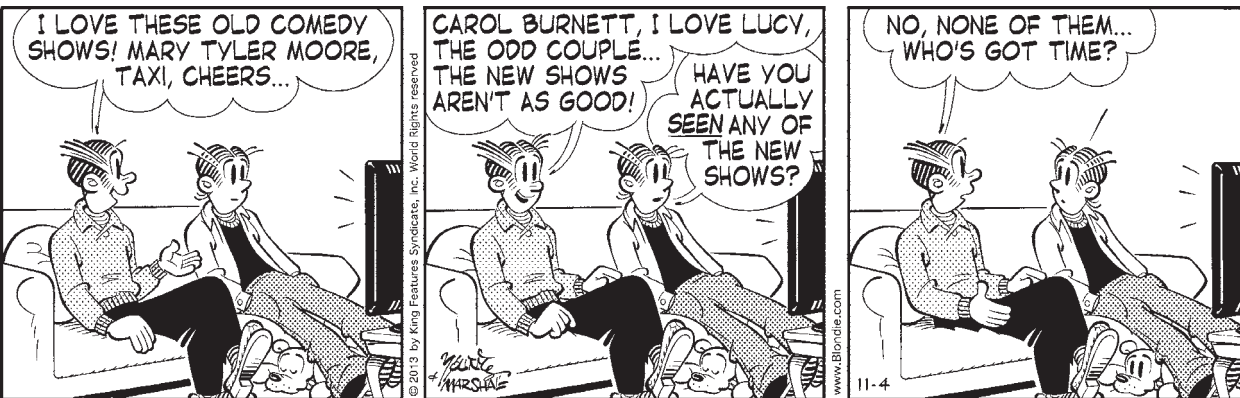
Mutts



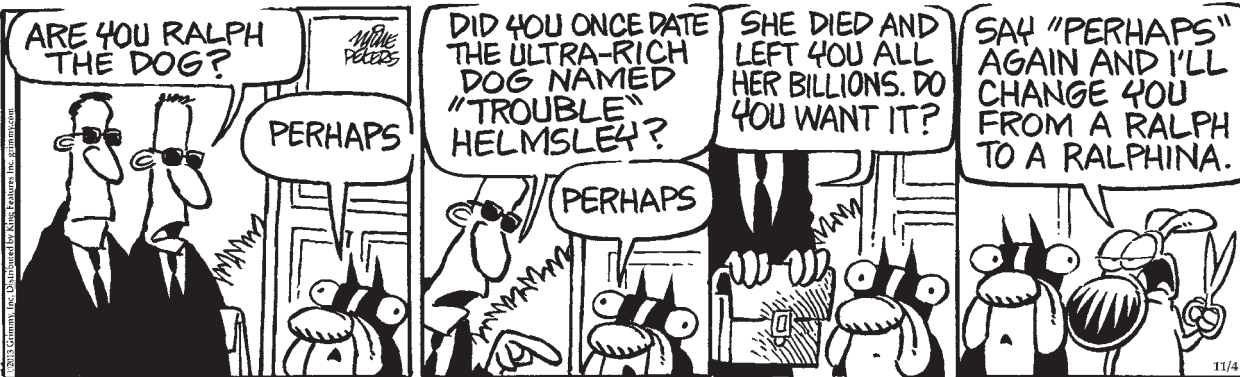
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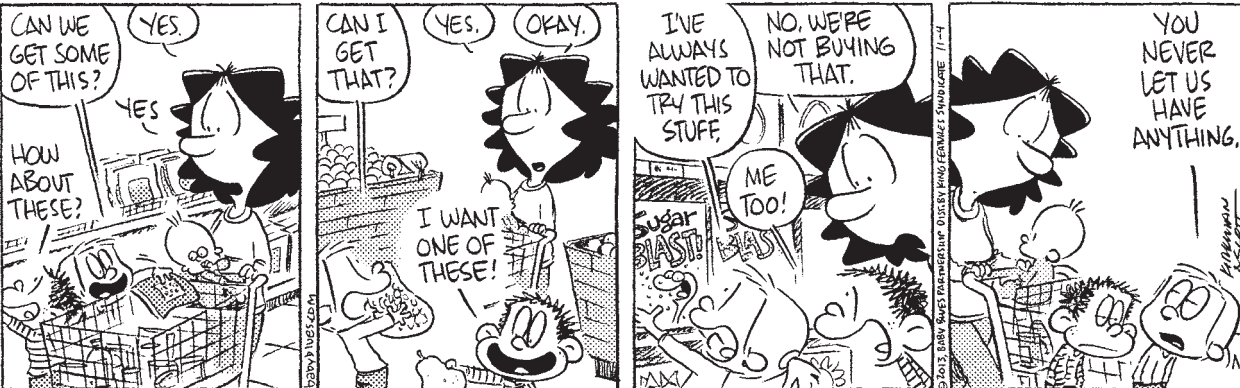
Blondie



Mother Goose & Grimm



Baby Blues



Zits



Conceptis Sudoku

		9				2		
	3		9		8		5	
5		1		6		8		9
	7		2		9		8	
		4		3		9		
	8		6		4		3	
4		7		8		5		2
	1		5		7		4	
		3				7		

Difficulty Level ★

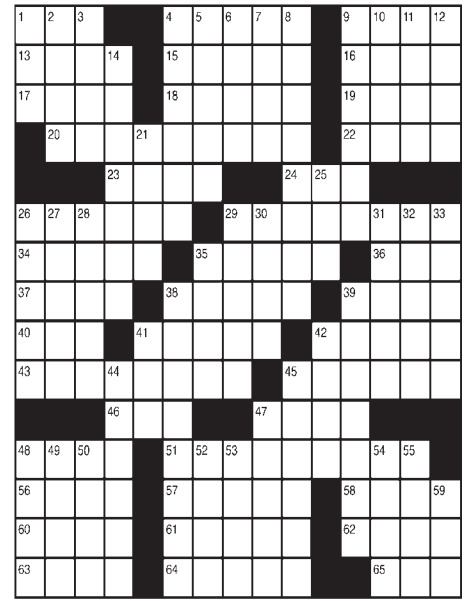
11/04

Sudoku is a number-placing puzzle based on a 9x9 grid with several given numbers. The object is to place the numbers 1 to 9 in the empty squares so that each row, each column and each 3x3 box contains the same number only once. The difficulty level of the Conceptis Sudoku increases from Monday to Sunday.

9	6	7	1	4	3	5	2	8
1	5	2	9	8	6	7	4	3
8	4	3	2	7	5	6	9	1
3	8	6	4	5	1	9	7	2
2	7	4	8	6	9	1	3	5
5	9	1	7	3	2	4	8	6
6	2	5	3	9	7	8	1	4
4	3	9	5	1	8	2	6	7
7	1	8	6	2	4	3	5	9

ACROSS

- Used a shovel
- oneself; worked steadily
- Only
- Thingamajig
- Sun-dried clay used for bricks
- Like fine wine
- Lion's neck hair
- Injects with a local anesthetic
- Boring event
- Cruel
- Stand up against
- Divide into categories
- Female sheep
- Make use of
- Nudity
- Actress Bo
- One's strong point
- Siesta
- Speaker's platform
- Certain cards that are neither high nor low
- Jobless
- Hotel
- over; studied intently
- Range
- Highly respected
- Gushed forth
- Talk on and on
- Juicy fruit
- News, for short
- Counterclaims; arguments
- African nation
- Rejoice
- Warty amphibian
- Bakery purchases
- Dishwasher cycle
- Green with covetous
- Close noisily
- Furry swimmer
- Word of mild surprise



Created by Jacqueline E. Matthews

11/4/13

Saturday's Puzzle Solved

DOWN

- Poorly lit
- Ogden's state
- Kelly or Wilder
- Larder
- Grown-up
- Arrive
- Subsides
- Baked Alaska and carrot cake
- Depress
- Meanie
- Plant part
- Uptight
- German
- rubella
- Chess piece
- Tiny
- Actor Cibrán
- Symbolizes
- Out of like a book no longer available
- Fought in a ring
- "O my Luve's like red rose..." (Burns)
- with; bestow upon

MIND	STRAP	ROSY
AREA	PAUSE	IDLE
TOED	ARMAGEDDON	
END	CROP	NESTS
	LEAST	FAR
STEPPE	TUCSON	
OASES	TWEET	PET
RISE	CREELED	HERO
ELL	SHINS	SERVE
SYSTEM	STRAYS	
PAW	BLUSH	
CAPRI	BEAN	OCT
EQUANIMITY	JULY	
DUTY	DANTE	ASAP
EATS	ODDER	MEMO

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- Sign of life
- Little rascals
- Tack
- Biting insect
- Way out
- Tap a baseball
- Yearn
- Keep for later
- Recolor



# Psychics: US soothsaying laws unfair to believers

**NEW YORK (AP)** — Two prominent fraud trials against self-declared psychics in New York and Florida have exposed tensions between soothsaying and U.S. law. Beyond those cases is a history of legal wrestling over fortunetelling, free speech and fraud. While the trials in Florida and New York involved general fraud charges, numerous cities and states have laws banning or restricting soothsaying itself. Authorities say they aim to distinguish between catering to people's interest in the supernatural and conning them. Still, some psychics feel anti-fortunetelling laws are unfair to them and to people who believe seers have something to offer. New York psychic Jesse Bravo decries seers who make impossible promises or press clients to consult, and pay, them frequently. "There are a lot of predators out there," he says. But Bravo, an investment banker who moonlights as a medium, rues the disclaimer he's compelled to give clients: Readings are for "entertainment only." Unless solely for amusement, telling fortunes or using "occult powers" to give advice is a misdemeanor under New York state law. "It's a little insulting," he says. "I believe in what I do, and the people who are coming to me believe in what I do. ... But that's OK — the state doesn't have to believe in what I do." For all those who discount psychics, a 2009 survey for the Pew Research Center's Religion & Public Life Project found about one in seven Americans has consulted one. Some visits evolve into extended — and expensive — relationships. Best-selling historical-romance novelist Jude Deveraux paid psychic Rosa Marks about \$17 million over 17 years, she testified at Marks' recent federal fraud trial in West Palm Beach, Florida, according to newspaper reports. The psychic said she could transfer the spirit of Deveraux's dead 8-year-old son into another boy's body

and reunite them, among other claims, the writer said. "When I look back on it now, it was outrageous," she testified. "I was out of my mind." Marks' lawyer argued that Deveraux's account was unreliable and that Marks was being blamed for some relatives' confessed schemes. Marks, based in New York and Florida, was found guilty and could get up to 20 years in prison on the top charge alone when sentenced this year. Two weeks later, a Manhattan jury convicted seer Sylvia Mitchell of bilking two clients out of tens of thousands of dollars. Mitchell linked their problems to past lives and "negative energy" and prescribed cures such as giving her five-figure sums "to hold," according to testimony. Mitchell's lawyer said her psychic efforts were sincere, even if their effectiveness wasn't proved — or disproved. She's due to be sentenced this month, with the top charge carrying up to 15 years in prison. A private investigator who specializes in such cases says they're about proving clients were exploited, not about passing judgment on clairvoyancy. In such cases, "you're dealing with a confidence scheme," says Bob Nygaard, who's based in New York City and Boca Raton, Florida. "It becomes clear to you the script (the psychics) are following." Some states and communities have concluded fortunetelling is so rife with rip-offs that it should be regulated or prohibited, at least as a paid business. Many laws are decades old. But the Detroit suburb

of Warren in 2010 began requiring many psychics to get licenses that entail fingerprinting and criminal background checks. Meanwhile, St. Johnsbury, Vermont, repealed its venerable soothsaying ban in

ture, or it may be hokum," but Montgomery County's prohibition on paid psychic readings has "a chilling effect on constitutionally protected speech," Maryland's Court of Appeals wrote in 2010. Longtime



**Psychic Jesse Bravo talks during an interview in New York. Bravo decries seers who make what he sees as impossible promises or who press clients to consult, and pay, them frequently. "There are a lot of predators out there," he says.**

(AP Photo/Mark Lennihan)

2008 amid concerns that it outlawed feng shui, the traditional Chinese practice of harmonizing one's environment for health and financial benefits. A federal appeals court upheld a psychic-licensing law in Chesterfield County, Virginia, this February. But courts recently nixed fortunetelling bans as free speech infringements in other places, including Alexandria, Louisiana, and Montgomery County, Maryland. "Fortunetelling may be pure entertainment, it may give individuals some insight into the fu-

tarot card reader Mary K. Greer feels authorities should go after unscrupulous psychics with fraud laws, not fortunetelling restrictions. But soothsayers need to emphasize that they can't pledge complete accuracy, Greer says. She tells clients to see her as a guide who helps elicit their own insights. "I'm totally upfront with the fact that I believe the most important information they get is going to come from themselves," says Greer, based in Nevada City, California. □

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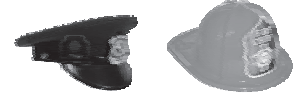
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Foundation Amor

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Women in Difficulties

Foundation

Tel: 583-5400

Bloodbank Aruba

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In this undated file photo provided by The Toledo Zoo, baby polar bear cubs Suka and Sakari, born in November, 2012, are seen at the zoo in Toledo, Ohio. The Toledo Zoo produced two of the only three cubs that were born in U.S. zoos last year.

Associated Press

**DAN SEWELL**

Associated Press

**CINCINNATI (AP)** — Zoos around the U.S. will soon find out whether a beagle named Elvis can let them know when their polar bears are pregnant. The 2-year-old has been specially trained for a year by a handler who has taught dogs to sniff out everything from explosives to bed bugs. A Cincinnati Zoo animal conservation scientist had the idea after reading about studies on using dogs to detect cancer. Confirming pregnancies of the massive bears, a threatened species, has been difficult, and zoo officials say knowing can help make sure they and the mama bears are ready for birthing and raising cubs. They separate them from males, get them into dens with extra bedding, step up videocamera monitoring, and line up staff and volunteers for 24-hour "cub watches" later. "It's always nice to know in advance," said Randi Meyerson of the Toledo Zoo, who coordinates polar bear species survival plan-

ning for the Association of Zoos and Aquariums. She praised the beagle project as "thinking outside the box" to provide a potentially important new tool. It's non-invasive and simple for zookeepers, who pick up fecal samples for Elvis to check out. "We didn't even know if this was possible," said Matt Skogen, a former police officer who runs Ironheart High Performance Working Dogs in Shawnee, Kansas. He was intrigued when Erin Curry, a post-doctoral fellow at the Cincinnati Zoo's Center for Conservation & Research of Endangered Wildlife, reached out for someone willing to test the idea after the center identified proteins present only in pregnant bears' samples. Skogen started with samples of bears that had already delivered babies, and from some known not to be pregnant because they hadn't mated. He also tried training a border collie for the bear pregnancy test but soon determined that Elvis, a former Ozarks rabbit hunter, was more adept.

## U.S. zoo using beagle to detect bear pregnancies



Elvis, a 2-year-old beagle, sniffs polar bear protein samples at Iron Heart Performance Dog Center in Shawnee, Kan., Monday, Oct. 28, 2013. Elvis is demonstrating 97% accuracy in positive identification of samples from pregnant females.

Associated Press

"He was very methodical," Skogen said. "You could tell he was really running it through the think tank." Rewarded with food and getting to play with his favorite squeaky duck toy, Elvis trained for months and was alerting to samples of previously pregnant bears with near-perfect accuracy before Curry drove out a cooler full of current samples last week. She watched as Elvis reacted to a control sample of a bear that had already delivered. "He sat right down. I thought, 'Whew, this works!'" Curry said. Elvis has been checking out samples of 22 female

bears from 14 zoos, while Skogen logs his reactions. When Elvis is done, which could be in matter of days, Curry will inform the other zoos whether Elvis predicts they'll be hearing the pitter-patter of little paws later this year. Meyerson, whose Toledo Zoo produced two of the only three cubs that were born in U.S. zoos last year, recommends that zoos continue monitoring and have female bears go into dens if they have mated, even if Elvis' new sniff test indicates they aren't pregnant. Polar bears have complicated reproductive cycles, and zoos have found that

false pregnancies are common. Better results from captive breeding of polar bears can help zoo scientists learn more about their reproduction and also help public awareness. With the polar bears' long-term survival believed to be under threat by climate change impacts on icy habitats, species advocates such as Polar Bears International say zoo bears can play important roles. "They serve as ambassadors for their species, and there are studies that can be done in zoos that would be impossible in the wild," spokeswoman Barbara Nielsen said. □

## India vies for elite role in space with Mars trip

**KATY DAIGLE**

Associated Press

**NEW DELHI (AP)** — India is aiming to join the world's deep-space pioneers with a journey to Mars that it hopes will showcase its technological ability to explore the solar system while seeking solutions for everyday problems on Earth. With a Tuesday launch planned for Mangalyaan, which means "Mars craft" in Hindi, India will attempt to become only the fourth country or group of countries to reach the red planet, after the Soviet Union, United States and Europe.

"We have a lot to understand about the universe, the solar system where we live in, and it has been humankind's quest from the beginning," said K. Radhakrishnan, chairman of the Indian Space and Research Organization. India sees its Mars mission primarily as a "technology demonstration," Radhakrishnan said. "We want to use the first opportunity to put a spacecraft and orbit it around Mars and, once it is there safely, then conduct a few meaningful experiments and energize the scientific community."



In this Thursday, Oct. 31, 2013 photo, Chairman of the Indian Space and Research Organization (ISRO) K. Radhakrishnan holds a model of Mars orbiter at his office in New Delhi, India.

Associated Press

Radhakrishnan admits the aim is high. This is India's first Mars mission, and no country has been fully successful on its first try. □



# Hollywood targeted to boost Obama health care law

**MICHAEL R. BLOOD SANDY COHEN**

**Associated Press**

**LOS ANGELES (AP)** — A key backer of President Barack Obama's troubled health care overhaul is looking to Hollywood for help to boost the initiative that could define his legacy.

The California Endowment, a private foundation that is spending millions to promote the law, recently provided a \$500,000 grant to ensure TV writers and producers have information about the Affordable Care Act that can be stitched into plot lines watched by millions.

The aim is to produce compelling prime-time narratives that encourage Americans to enroll, especially the young and healthy, Hispanics and other key demographic groups needed to make the overhaul a success.

The grant announcement comes after the bungled launch of the federal website where many Americans are supposed to shop for the health insurance they are required to have next year under the 3-year-old law. Republicans, who last

month forced a government shutdown in an unsuccessful attempt to derail the law, have pounced on the technical problems as evidence that the new health care system is disaster.

Even though debate over "Obamacare" has dominated Washington, surveys have shown many uninsured Americans still know little or nothing about the health care law itself.

The challenge for the law's supporters is to connect with the millions of Americans who for whatever reason haven't paid attention so far.

The 18-month grant will be used for briefings with staff from television shows and to track health overhaul-related depictions on prime time and Spanish-language television.

"We know from research that when people watch entertainment television, even if they know it's fiction, they tend to believe that the factual stuff is actually factual," said Martin Kaplan of the University of Southern California's Norman Lear Center, which received the grant.



In this on Aug. 30, 2012 photo provided by the University of Southern California, Martin Kaplan, a professor at the university's Norman Lear Center, poses for a photo on the campus in Los Angeles. Associated Press

The public typically gets as much, if not more, information about current events from favorite TV programs as mainstream news outlets, Kaplan said, so "people learn from these shows."

The U.S. has been the only major developed country without a national health care system, and 16 percent of Americans are

uninsured. The overhaul was supposed to change that, using various ways to require or encourage Americans to get private insurance or, for the poor or elderly, government-provided insurance.

But the sign-up problems have prompted even some Democrats to join Republicans in calling for a one-year postponement of

the law's mandate that everyone must obtain health insurance or pay a tax penalty.

The White House also has been forced to backtrack on vows that no one would lose their existing coverage and that anyone happy with their current insurance and doctor could keep them.

California Republican strategist Jonathan Wilcox, who has taught a course on politics and celebrity at USC, said the attempt to engage Hollywood was coming too late to influence views, and he doubted fictionalized TV would play into families' decisions about health care.

"This is an attempt to use entertainment pop culture to fix a political challenge," he said.

"It will be received as a partisan political message, no matter how cleverly it's delivered."

Since the grant money was provided so recently, no plot lines involving health care have been written. And Kaplan isn't targeting specific shows.

For those who could benefit from coverage, "we want them to get the facts. We don't believe the government alone can break through with those facts," said David Zingale, a California Endowment senior vice president. □

## Netflix acquires documentary on Egyptian protests

**NEW YORK (AP)** — Netflix has acquired the first-run rights to a documentary on the Egyptian protests in Cairo's Tahrir Square, signaling a new push by the subscription company to program movie premieres. "The Square" will debut exclusively on Netflix early next year, Netflix announced Monday. Jehane Noujaim's documentary depicts the tumult of the Egyptian Revolution beginning in 2011. "The Square" is playing in

New York and Los Angeles theaters.

The short theatrical run will qualify the film, an award-winner at the Sundance and Toronto film festivals, for Oscar consideration.

Netflix tried earlier to get into the first-run film distribution business with its indie label, Red Envelope. Several notable documentaries and independent films were co-produced by Netflix when it was just a DVD-by-mail business. □



This image from video released by Noujaim Films shows Egyptian activist Ahmed Hassan in a scene from the documentary "The Square."

Associated Press

## Taylor Swift to receive CMA's Pinnacle Award

**NASHVILLE, Tennessee (AP)** — The Country Music Association Awards aren't until Wednesday, but Taylor Swift's already a winner. The CMA will present Swift with its Pinnacle Award,

given to an artist who has achieved worldwide success and recognition that is unique to country music. Garth Brooks is the only other performer to win the award. It was created in 2005.

Swift is the top nominee at the awards, which will be aired live Wednesday evening on ABC from the Bridgestone Arena in Nashville, Tennessee.

She's got six nominations along with Kacey Mus-

graves, and is going for a third win of top honor entertainer of the year.

Swift will perform on the awards show with Alison Krauss, Vince Gill, Sam Bush, Edgar Meyer and Eric Darden. □



# VIPs join T-shirt protest of Russia's anti-gay law



This Aug. 13, 2013 file photo shows actor Jonah Hill at the Hollywood Foreign Press Luncheon at the Beverly Hilton Hotel in Beverly Hills, Calif.

Associated Press

**NEW YORK (AP)** — Actors Jonah Hill, Jamie Lee Curtis and Kristen Bell are among a batch of celebrities donning Russian-language "Love Conquers Hate" T-shirts to show support for gays in Russia alarmed by a new law banning pro-gay "propaganda." It's part of an initiative launched Monday by the Human Rights Campaign, the largest U.S. gay-rights group. Participating celebrities will share photos of themselves wearing the T-shirts on their social media platforms, encouraging followers to do likewise.

The HRC says all net proceeds from shirt sales will go to a fund supporting gay-rights efforts in Russia. "We stand with Russia's LGBT community and their allies," said HRC President Chad Griffin. "We are committed to doing as much as we possibly can to support

their efforts to repeal this heinous law."

According to the HRC, other celebrities joining the T-shirt campaign include Fergie, Kelly Osbourne, Ricky Martin,

Kevin Bacon, Doutzen Kroes, Anthony Bourdain, Tim Gunn, Perez Hilton, Todd Glass, Jonathan Del Arco, Amanda Leigh Dunn, Ana Matronic, Olympic swimmer Craig Gibbons, NBA basketball player Jason Collins, country singer Maggie Rose and soccer players Jozy Altidore, Lori Lindsey and Megan Rapinoe.

The law banning "propaganda of nontraditional sexual relations among minors" was enacted in June. Gay-rights activists have asked the International Olympic Committee to call for the law's repeal ahead of the Winter Olympics, to be held in Russia in February. □



This photo taken Oct. 31, 2013 shows a of how slaves were dressed for sale, at the Freedom House Museum in Alexandria, Va. A small museum across the Potomac River from the nation's capital is connected to the story depicted in the new movie "12 Years a Slave."

## Film '12 Years a Slave' has ties to U.S. site

**BRETT ZONGKER**  
Associated Press  
**ALEXANDRIA, Virginia (AP)**

— The painful story of a free black man lured from his home in New York in 1841 to be sold into slavery, now the basis of the new film "12 Years a Slave," has a little-known connection to a slave site that still stands near the nation's capital. Alexandria's one-time slave pen complex, based out of a colonial-style row house, was once the epicenter of the domestic human trade in the United States after the importation of slaves was banned, according to historians. The last slave trader at the site, James H. Birch, was the same dealer who paid kidnappers \$250 for Solomon Northup of Saratoga Springs, New York, and sold him into slavery in Louisiana.

Northup's story of 12 years in slavery, published in 1853, is the basis of the new film from British director Steve McQueen. Now curators hope the film will spark new interest from visitors and historians in a rare slave site that still stands near the Capitol. It has been open to visitors for five years as the Freedom House Museum, now a place to learn

about American history.

"What's very unique about this building is it's one of the few remaining buildings that the slave trade actually took place in," said curator Julian Kiganda, who designed the exhibits. "Everyone who's come through there, they feel moved." Northup's story is among several narratives illustrating the slave trade at the time.

Exhibits in the brick basement that once served as slave quarters include artifacts found there, along with the original bars and door of this slave jail. While there's no evidence Northup was sold through this particular site, Kiganda said it's similar in design to other slave jails at the time. Northup wrote about being held at Williams' Slave Pen, located near the National Mall. In the film, his cell is depicted within view of the Capitol.

Northup was captured at a time of rising demand for slaves in the Deep South to cultivate cotton. The slave-trading firm Franklin and Armfield began operating in Alexandria to help move a surplus of slaves in Maryland, Virginia and Delaware to selling centers in

New Orleans and Natchez, Miss., either by boat or by land. Later, Birch operated the Alexandria slave pen until Union troops liberated the area in 1861, according to a history of the site.

When Northup was freed from slavery in 1853 with the help of Northern allies, he had Birch arrested for kidnapping, but Birch was set free because Northup had no right to testify against a white man.

Today, the last Birch slave-trading site stands on a busy commuter corridor in a wealthy Washington suburb. An outdoor plaque provides a brief explanation of the National Historic Landmark site, but most passers-by likely never notice.

"I think a lot of Alexandrians would be shocked to know their city was a major hub of the country's slave trade," Kiganda said. "It's a story that's not told often enough."

The Northern Virginia Urban League bought the building in 1996 to serve as its headquarters and created the museum five years ago. Last year, it drew about 1,000 visitors. Organizers are hoping to reach a broader audience. □



# Court Fight



**CHARLES M. BLOW**  
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One thing that often gets lost in the moment-to-moment measurements of a president's efficacy and his legacy is one of the most enduring and resilient effects he can have on American life: court appointments. This week we were reminded once again of how much sway federal judges hold as they dealt several setbacks to liberal causes.

The conservative Court of Appeals for the District of Columbia struck down the birth control mandate in the Affordable Care Act, which required employers to offer contraceptive coverage to their employees. The conservative 5th Circuit Court of Appeals reinstated most of Texas' new abortion restrictions that a federal district judge, Lee Yeakel, had struck down as imposing an undue burden on women seeking abortions.

And the 2nd U.S. Circuit Court of Appeals halted sweeping changes to New York City's outrageous stop-and-frisk policy, changes called for by Judge Shira A. Scheindlin of U.S. District Court in Manhattan who found, "The city acted with deliberate indifference toward the NYPD's practice of making unconstitutional stops and conducting unconstitutional frisks."

Supreme Court justices as well as federal court of appeals and district court judges are presidential appointees. This is where a president can exert power long after he has officially faded from power. And that is exactly what President Barack Obama is doing.

"The federal judiciary - long the province and priority of Republicans - is turning more Democratic," USA Today reported Friday. "The number of full-time federal judges named by Democratic presidents will draw even Friday with the number named by Republicans, following two retirements. The next of Obama's nominees to replace a Republican-named judge will tilt the balance in Democrats' favor; that majority will grow for the remainder of his term."

And then there's the Supreme Court, dominated by conservatives, which, strangely, more people have deemed too liberal than too conservative since Obama was elected, accord-

ing to Gallup.

In fact, the Supreme Court has not been dominated by Democratic appointees since the 1960s. The current split is five Republican appointees to four Democratic appointees, two of whom were named by Obama. Four justices are 75 or older. That means that the direction of the highest court could fall to the next president. Federal judge-ships must be a paramount consideration in the picking of the next president.

Consider the judicial leanings of the leading Republican contenders for president in 2016 and the effects they could have on the future of the nation's courts. New Jersey Gov. Chris Christie has been blunt and unapologetic, as is his wont, about his judicial philosophy in regard to his state's Supreme Court. In August, he reiterated, "Even before I officially became governor I made clear it was my intention to reshape the court." And in 2010 he refused to reappoint New Jersey's only black Supreme Court justice. The New York Times editorial page called that move "a case of political overreach" and "a national disgrace."

In Louisiana, Gov. Bobby Jindal last year challenged a federal court ruling that allowed Bernette Johnson to become the court's first black chief justice. Part of what was at issue was that she was initially appointed to the state Supreme Court in a settlement with the federal government over discrimination on the court. Johnson was elevated in spite of Jindal's challenge. When the U.S. Supreme Court affirmed Obamacare last year, Rand Paul issued a statement saying, "Just because a couple people on the Supreme Court declare something to be 'constitutional' does not make it so." Um, sir, that's exactly what it means.

After the court's rulings on the Defense of Marriage Act and California's Proposition 8 this summer, Sen. Marco Rubio issued a statement saying the court had "overstepped" on DOMA. But, he added: "I do not believe there exists a federal constitutional right to same-sex marriage. Therefore, I am glad the Supreme Court did not create one in the Proposition 8 case."

Sen. Ted Cruz is the former solicitor general of Texas and has argued before the Supreme Court nine times, including once to persuade the court "not to release Michael Haley, who had been sentenced to 14 years in prison for stealing a calculator from a Wal-Mart, even though the maximum was two years under state law," according to The Times.

Cruz understands the judicial stakes well, saying last year at the Values Voter Summit that the country was "only one justice away from a radical five justice liberal majority on the Supreme Court." □



# The Fall Of The Wall?



**JOE NOCERA**  
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On Wednesday night, I bumped into Norman Pearlstine at a charity dinner. He smiled his inscrutable smile and made the smallest of small talk. He looked off into space and seemed otherwise occupied.

Which, it turns out, he was. The next morning came the announcement that Pearlstine was leaving the Bloomberg media empire to return to his old haunt, Time Inc., where he had been editor-in-chief from 1995 to 2005. This time around at Time Inc., his title is chief content officer.

As editor-in-chief, an important part of Pearlstine's job had been to maintain the wall that was supposed to separate the editorial staff from the business-side staff. The managing editors of the various publications all reported to the editor-in-chief rather than to the company's chief executive, who, in turn, was supposed to protect the editors from commercial pressures. In Time Inc. parlance, this has long been known as the divide between Church (editorial) and State (advertising and circulation).

Yet the press release announcing Pearlstine's return had to make anyone who cared about the journalistic integrity of Time Inc.'s magazines a little nervous. First of all, it said the

editor-in-chief title was being abolished, and its current occupant, Martha Nelson, ushered out the door. Second, the new chief executive, Joe Ripp, talked openly about getting the business side and the editorial side to work together.

And then there was Pearlstine himself. Early in his tenure at Time Inc., he wrote a passionate, now-legendary memo insisting on the importance of the Church-State divide. Now? "I look forward to forging a new sense of partnership between the creative and business sides of Time Inc.," he was quoted as saying. There are a lot of former Time Inc. journalists who fear that Pearlstine's appointment is a fig leaf, masking the final capitulation of Time Inc.'s content to the severe business pressures that affect the company - pressures that are exacerbated as it prepares to spin off from its parent, Time Warner. I have to be honest: I'm one of them.

In truth, the wall between Church and State was never as concrete as the Time Inc. mythology would suggest. Henry Luce, after all, was both editor-in-chief and chief executive, and while he might not have been afraid to tick off advertisers, he had no compunction about slanting Time magazine's journalism to suit his political views. When Life magazine began to founder as a weekly publication in the 1960s, its editors worked hand in glove with the business side as they tried to revive it. I spent a decade at Fortune magazine, a time that coincided with Pearlstine's tenure as editor-in-chief. In my experience, I found that we were willing to take on big advertisers like IBM and Hewlett-Packard. But we also made dozens of small compromises that were intended to keep advertisers happy.

Meanwhile, the authority of the editor-in-chief has gradually diminished. Henry Grunwald, the powerful editor-in-chief from

1979 to 1987, sat on the company's board of directors, as had his predecessors. Then several years after Warner Bros. merged with Time Inc., Jason McManus, perhaps the company's most ineffectual editor-in-chief, was ushered out the door. When Pearlstine was hired in 1995, he became the first editor-in-chief who had to report to the Time Inc. chief executive rather than the board. And so it went. John Huey replaced Pearlstine only to preside over several brutal rounds of layoffs and cost-cutting. When Huey left in 2012, Nelson took the seat. I always had the sense that they fought the good fight, but it had become an increasingly uphill battle.

Time Inc. has struggled mightily for the past decade or more. Partly this is because all print publications have struggled in the Internet Age. But it's also because Time Warner has treated its magazine division as a cash cow. Had it been willing to reinvest in Time Inc. - had it treated its magazine division as something to be nurtured instead of milked - well, perhaps it wouldn't have had to replace its editor-in-chief with a chief content officer.

Not surprisingly, when I spoke to Pearlstine on Friday, he insisted that Time Inc.'s journalistic standards would not be compromised. The fact that the magazine's managing editors will report not only to him, but also to a business executive - another change Ripp announced Thursday - didn't faze him at all. He praised the model being developed by Forbes magazine, which includes "sponsored" content alongside the work of its staff writers. He said that the business side would not be able to hire an editor unless he went along with it.

And maybe he'll turn out to be right. The more likely outcome, though, is that the much-vaunted Church-State divide at Time Inc. is dead.

May it rest in peace. □



*Every Tuesday Night from 8pm to 10pm:*

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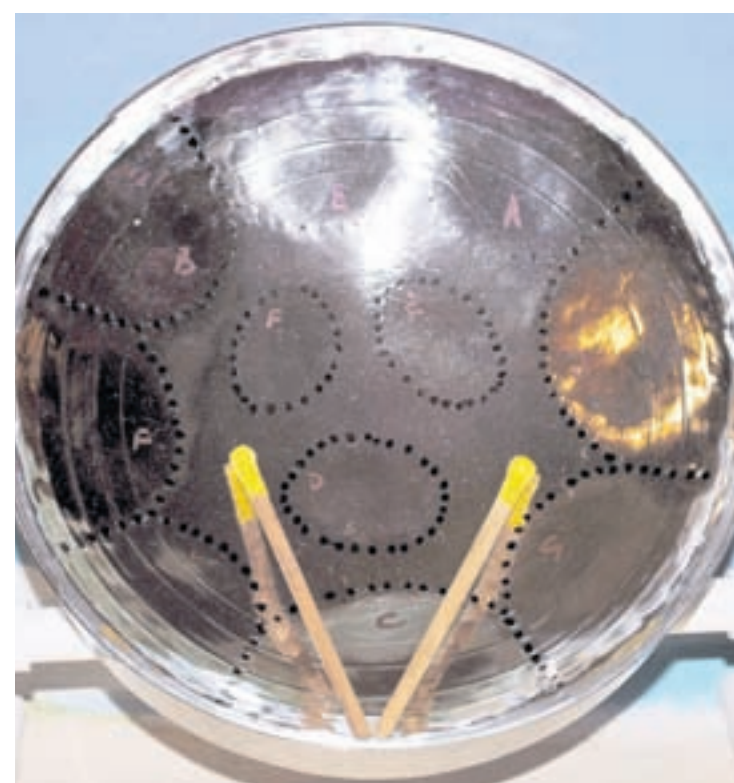
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